

APPEAL, REOPEN

**U.S. District Court
District of Hawaii - CM/ECF V2.5 (11/05) (Hawaii)
CIVIL DOCKET FOR CASE #: 1:01-cv-00182-HG-LEK
Internal Use Only**

Nelson v. Jones, et al
Assigned to: JUDGE HELEN GILLMOR
Referred to: Mag Judge Leslie E Kobayashi
Demand: \$0
Case in other court: Third Circuit, 01-00001-0018K
Cause: 28:1332 Diversity-Petition for Removal

Date Filed: 03/23/2001
Jury Demand: Defendant
Nature of Suit: 290 Real Property: Other
Jurisdiction: Diversity

Plaintiff

Carol J. Nelson

represented by **Charles M. Heaukulani**
Brooks Tom Miller & Porter
75-1000 Henry St Ste 208
Kailua-Kona, HI 96740
808 326-7300
TERMINATED: 09/10/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Enver W. Painter, Jr.
1188 Bishop St Ste 2505
Honolulu, HI 96813
US
537-9777
Fax: 537-9207
Email: Enver.painter@hawaiiantel.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Alan Jones

represented by **Alan Jones**
1061 East Flamingo Road, Suite #7
Las Vegas, NV 89119
702-736-1602
PRO SE

Howard J. Gravelle
223 S King St 2nd Floor

Honolulu, HI 96813
521-3111
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Does 1-30

Counter Claimant

Robert Alan Jones
a Nevada resident

represented by **Robert Alan Jones**
1061 East Flamingo Rd Ste 7
Las Vegas, NV 89119
PRO SE

Mary L. Martin
Clay Chapman Crumpton Iwamura &
Pulice
Topa Financial Ctr
700 Bishop St Ste 2100
Honolulu, HI 96813
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Email: mmartin@paclawteam.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert E. Chapman
Clay Chapman Crumpton Iwamura &
Pulice
Topa Financial Ctr
700 Bishop St Ste 2100
Honolulu, HI 96813
535-8400
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Counter Defendant

Carol Nelson
a Hawaii resident

represented by **Charles M. Heaukulani**
(See above for address)
TERMINATED: 09/10/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Enver W. Painter, Jr.
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Counter Claimant

Michael Bilanzich

a Utah resident

TERMINATED: 12/10/2002

represented by **Edquon Lee**

Lyons Brandt Cook & Hiramatsu

Davies Pacific Center

841 Bishop St Ste 1800

Honolulu, Hi 96813

808-524-7030

Fax: 808-533-3011

Email: elee@lbchlaw.com

TERMINATED: 12/10/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

George W. Brandt

Lyons Brandt Cook & Hiramatsu

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841 Bishop St Ste 1800

Honolulu, Hi 96813

524-7030

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TERMINATED: 12/10/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Stephen B. Mitchell

Burbidge & Mitchell

Parkside Tower

215 South State St Ste 920

Salt Lake City, UT 84111

801 355-6677

TERMINATED: 12/10/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Steven Y. Otaguro

Lyons Brandt Cook & Hiramatsu

Davies Pacific Center

841 Bishop St Ste 1800

Honolulu, Hi 96813

524-7030

Email: sotaguro@lbchlaw.com

TERMINATED: 12/10/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Counter Claimant

Esq. Jeffrey Gross
a Utah resident
TERMINATED: 12/10/2002

represented by **Edquon Lee**
(See above for address)
TERMINATED: 12/10/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

George W. Brandt
(See above for address)
TERMINATED: 12/10/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen B. Mitchell
(See above for address)
TERMINATED: 12/10/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Steven Y. Otaguro
(See above for address)
TERMINATED: 12/10/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Counter Defendant

Michael Cetraro
A Montana resident

represented by **Charles M. Heaukulani**
(See above for address)
TERMINATED: 09/10/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Enver W. Painter, Jr.
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant

Esq. Charles Heaukulani
a Hawaii resident
TERMINATED: 02/21/2002

represented by **Charles M. Heaukulani**
(See above for address)
TERMINATED: 02/21/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant

Esq. Robert Shelby
a Utah resident
TERMINATED: 12/18/2002

represented by **William A. Bordner**
 Burke McPheeters Bordner & Estes
 Pacific Guardian Ctr Mauka Twr
 737 Bishop St Ste 3100
 Honolulu, Hi 96813
 523-9833
 Fax: 528-1656
 Email: bbordner@bmbe-law.com
TERMINATED: 12/18/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/19/2001	2	ORDER by Judge David A. Ezra rule 16 scheduling conference set for 9:00 7/2/01 before Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/30/2001)
03/19/2001		FILING FEE PAID in the amount of \$ 150.00, receipt # 200705 (lmg) (Entered: 03/30/2001)
03/23/2001	1	NOTICE OF REMOVAL from Third Circuit Case Number: 01-1-0018 K (lmg) (Entered: 03/30/2001)
04/02/2001	3	ANSWER to [1-1] and COUNTERCLAIM joining additional counter-claim defendants; jury trial demand - against cntdft Carol Nelson; cntdft Michael Cetraro, Charles Heaukulani, Robert Shelby - by counter-claimant Robert Alan Jones (lmg) (Entered: 04/03/2001)
04/02/2001	4	SUMMONS issued as to all named counter-claim defendants - by counter-claimant Robert Alan Jones (lmg) (Entered: 04/03/2001)
04/25/2001	5	ANSWER TO COUNTERCLAIM; certificate of service - by plaintiff/counterclaim defendant Carol J. Nelson, defendants Michael Cetraro, Charles Heaukulani to [1-1] (eps) (Entered: 04/27/2001)
04/27/2001	7	RETURN OF SERVICE executed: documents served - complaint and summons personally served upon counter-defendant Michael Cetraro (Mr. Cetraro refused signature on received documents) on 4/4/01 (lmg) (Entered: 05/01/2001)
04/30/2001	6	RETURN OF SERVICE executed: documents served - complaint and summons upon counter-defendant Charles Heaukulani - received by front desk clerk (signature illegible) on 4/4/01 (lmg) (Entered: 05/01/2001)
04/30/2001	8	RETURN OF SERVICE executed: documents served - complaint and summons personally upon counter-defendant Robert Shelby on 4/12/01 (lmg) (Entered: 05/01/2001)

05/30/2001	9	NOTICE OF MOTION and motion by counterclaim defendant Robert Shelby's motion to dismiss ; memorandum in support of motion; declaration of Robert Shelby; exhibits a-b; certificate of service - hearing set for 10:30 8/6/01 before Judge Helen Gillmor (lmg) Modified on 05/31/2001 (Entered: 05/31/2001)
06/05/2001	10	MOTION for leave to filed amended counterclaim adding additional parties - by counter-claimant Robert Alan Jones (lmg) Modified on 06/08/2001 (Entered: 06/07/2001)
06/05/2001	11	NOTICE OF MOTION and motion by counterclaimant defendant Jones for leave to file amended counter claim adding additional parties ; memorandum in support of motion for leave to file 1st amended - set for 10:30 7/10/01 before Mag Judge Leslie E. Kobayashi (lmg) (Entered: 06/08/2001)
06/08/2001	12	Amended NOTICE of hearing motion; counterclaim defendant Jones' motion for leave to file amended counter calim adding additional parties; memorandum in support of motion for leave to file 1st amended - by defendant Robert Alan Jones - setting hearing on motion for leave to filed amended counterclaim adding additional parties [10-1] 10:30 7/11/01, setting hearing on motion for leave to file amended counter claim adding additional parties [11-1] 10:30 7/11/01 (signature illegible) (lmg) (Entered: 06/13/2001)
06/08/2001	13	EO : Rule 16 scheduling conference set for 9:00 7/2/01 is continued to 10:30 7/11/01 before Mag Judge Leslie E. Kobayashi ; Robert Alan Jones' office to notify all parties (Ct Rptr :) Mag Judge Leslie E. Kobayashi (lmg) (Entered: 06/13/2001)
06/21/2001	14	EO: Rule 16 Scheduling Conference set for 10:30 7/11/01 is continued to 9:00 8/20/01 before Mag Judge Leslie E. Kobayashi ; Charles Heaukulani to notify all parties () JUDGE Mag Leslie E. Kobayashi (afc) (Entered: 06/24/2001)
06/22/2001	15	MEMORANDUM by third-party defendant Robert Shelby's regarding defendant, third-party plaintiff Robert Alan Jones' motion for leave to file amended counter claim adding additional parties filed on June 5, 2001 [11-1]; declaration of John Reyes-Burke; exhibit a; certificate of service (lmg) (Entered: 06/25/2001)
06/26/2001	16	STATEMENT of no position by plaintiff/ counter-defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's to motion for leave to file amended counterclaim adding additional parties [10-1]; certificate of service (lmg) (Entered: 06/26/2001)
07/02/2001	17	NOTICE OF MOTION and motion by defendant/counter-claimant Robert Alan Jones to disqualify Charles Heaukulani, Esq. as counsel for Carol Nelson and Michael Cetraro ; memorandum in support of motion; certificate of service - set for 10:30 7/26/01 before Mag Judge Leslie E.

		Kobayashi (afc) (Entered: 07/04/2001)
07/06/2001	18	Robert Shelby's STATEMENT of no position regarding defendant, counter claim plaintiff Robert Alan Jones's motion to disqualify Charles Heaukulani, Esq. as counsel for Carol Nelson and Michael Cetraro, filed on July 2, 2001 [17-1]; certificate of service (lmg) (Entered: 07/09/2001)
07/06/2001	19	NOTICE OF MOTION and motion by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's to dismiss or, in the alternative, for summary judgment ; memorandum in support of motion; affidavit of Charles M. Heaukulani; exhibits a-b; certificate of service - hearing set for 10:30 8/6/01 before Judge Helen Gillmor (lmg) (Entered: 07/10/2001)
07/06/2001	20	Concise STATEMENT of facts by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's in support of motion to dismiss or, in the alternative, for summary judgment [19-1] (lmg) (Entered: 07/10/2001)
07/06/2001	21	JOINDER by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's in counterclaim defendant Robert Shelby's motion to dismiss [9-1]; certificate of service (lmg) (Entered: 07/10/2001)
07/09/2001	22	ORDER by Mag Judge Leslie E. Kobayashi granting third-party plaintiff Robert Alan Jones' motion for leave to filed amended counterclaim adding additional parties - this court grants Jones' motion to file amended counterclaim; Jones is further granted leave to file his proposed first amended counterclaim joining additional counterclaim defts, attached to Jones' affidavit, and shall file said document within two weeks from the date of this order [10-1], [11-1] (cc: all counsel) (lmg) (Entered: 07/11/2001)
07/09/2001	23	REQUEST for Entry of Order without hearing; proposed order; first amended counter claim adding additional parties - by counter claimant - ORDER denied by Mag Judge Leslie E. Kobayashi (lmg) (Entered: 07/11/2001)
07/09/2001	24	EO :Defendant Alan Jones' motion for leave to file amended counterclaim adding additional parties set for 10:30 7/11/01, LEK is vacated; court will issue order, parties notified [10-1] [11-1] (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 07/11/2001)
07/11/2001	25	MEMORANDUM by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's in opposition to motion to disqualify Charles Heaukulani, Esq. as counsel Carol Nelson and Michael Cetraro; affidavit of Charles M. Heaukulani; exhibit a; certificate of service [17-1] (lmg) (Entered: 07/13/2001)

07/18/2001	26	1st AMENDED COUNTERCLAIM [3-2] joining additional counter-claim defendants; jury trial demand - adding cntdft Michael Bilanzich, Jeffrey Gross - by counter-claimant Robert Alan Jones (lmg) (Entered: 07/20/2001)
07/19/2001	27	OPPOSITION by counter-claimant Robert Alan Jones to counterclaim defendant Robert Shelby's motion to dismiss [9-1]; opposition to plaintiff/counter-claim defendant Carol Nelson, and counterclaim defendant Michael Cetraro and Charles Heaukulanis' motion to dismiss or, in the alternative, for summary judgment [19-1]; memorandum in support of oppositions; exhibits 1 thru 14; certificate of service (lmg) (Entered: 07/20/2001)
07/20/2001	28	EO :MINUTE ORDER On July 6, 2001, Plaintiff/Counterclaim Defendant Carol J. Nelson and Additional Counterclaim Defendants Michael Cetraro and Charles M. Heaukulani's filed a MOTION TO DISMISS OR, IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT and a CONCISE STATEMENT OF FACTS IN SUPPORT OF MOTION TO DISMISS, OR IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT. On July 19, 2001, Defendant and Counterclaim Plaintiff Robert Alan Jones filed an OPPOSITION TO COUNTERCLAIM DEFENDANT ROBERT SHELBY'S MOTION TO DISMISS; OPPOSITION TO PLAINTIFF/COUNTER-CLAIM DEFENDANT CAROL NELSON, AND COUNTERCLAIM DEFENDANT MICHAEL CETRARO AND CHARLES HEAUKULANIS' MOTION TO DISMISS OR IN THE ALTERNATIVE FOR SUMMARY JUDGMENT. Defendant and Counterclaim Plaintiff Robert Alan Jones has failed to file a separate concise statement of facts as required by Local Rule 56.1. The Court refers Plaintiff to the Court's Memorandum Re: Compliance with Local Rule 56.1, which explains in detail the requirements of the rule, and gives specific examples of the proper format for a separate concise statement of facts document. Defendant and Counterclaim Plaintiff Robert Alan Jones shall file a concise statement of facts in accordance with Local Rule 56.1 by Wednesday, July 25, 2001. Plaintiff/Counterclaim Defendant Carol J. Nelson and Counterclaim Defendants Michael Cetraro and Charles M. Heaukulani shall file a reply by Friday, July 27, 2001. Submitted by: David H. Hisashima, Courtroom Deputy Fax: Charles M. Heaukulani, Esq. Robert Alan Jones, Esq. William A. Bordner, Esq. cc: Judge Gillmor's chambers re [19-1], re [27-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 07/23/2001)
07/23/2001	29	REPLY Memorandum to opposition to motion to disqualify Charles Heaukulani, Esq. as counsel for Carol Nelson and Michael Cetraro [17-1]; affidavit of Dennis Lovell - by counter claimant (lmg) (Entered: 07/24/2001)
07/24/2001	30	SEPARATE CONCISE STATEMENT of facts by defendant/counterclaimant Jones' in opposition to counterclaim

		defendants Heaukulani, Nelson and Cetraro's motion to dismiss or, in the alternative, for summary judgment [19-1] (lmg) (Entered: 07/27/2001)
07/26/2001	31	EP :Defendant Robert Alan Jones' motion to disqualify attorney Charles M. Heaukulani as counsel for Carol Nelson and Michael Cetraro - arguments heard; motion taken under advisement; court to produce order - taking under advisement on the motion to disqualify Charles Heaukulani, Esq. as counsel for Carol Nelson and Michael Cetraro [17-1] (Ct Rptr : Tape) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 08/01/2001)
07/26/2001	32	REPLY MEMORANDUM by counterclaim defendant Robert Shelby's in response to defendant and counterclaimant Robert Alan Jones' opposition to counterclaim defendant Robert Shelby's motion to dismiss (filed May 30, 2001), filed July 19, 2001 [9-1]; certificate of service (lmg) (Entered: 08/01/2001)
07/27/2001	33	REPLY MEMORANDUM by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's in support of motion to dismiss or, in the alternative, for summary judgment [19-1]; certificate of service (lmg) (Entered: 08/01/2001)
07/30/2001	34	ORDER denying without prejudice third-party plaintiff's motion to disqualify Charles Heaukulani, Esq., as counsel for Carol Nelson and Michael Cetraro - by Mag Judge Kevin S. Chang - denying motion to disqualify Charles Heaukulani, Esq. as counsel for Carol Nelson and Michael Cetraro [17-1] (cc: all counsel) (lmg) (Entered: 08/02/2001)
08/06/2001	35	EP :COUNTER-CLAIM DEFENDANT ROBERT SHELBY'S MOTION TO DISMISS; PLAINTIFF/COUNTER-CLAIM DEFENDANT CAROL J. NELSON AND ADDITIONAL COUNTER-CLAIM DEFENDANTS MICHAEL CETRARO AND CHARLES M. HEAUKULANI'S MOTION TO DISMISS, OR IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT; PLAINTIFF-COUNTER-CLAIM DEFENDANT CAROL J. NELSON AND ADDITIONAL COUNTER-CLAIM DEFENDANTS MICHAEL CETRARO AND CHARLES M. HEAUKULANI'S JOINDER IN COUNTER-CLAIM DEFENDANT ROBERT SHELBY'S MOTION TO DISMISS - Arguments made. The motions are taken under advisement. taking under advisement on the motion to dismiss [9-1], taking under advisement on the motion to dismiss or, in the alternative, for summary judgment [19-1] (Ct Rptr : Stephen Platt) JUDGE Judge Helen Gillmor (lmg) (Entered: 08/13/2001)
08/13/2001	36	SCHEDULING CONFERENCE STATEMENT by plaintiff/counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles Heaukulani's; certificate of service (lmg) (Entered: 08/15/2001)

08/13/2001	37	SCHEDULING CONFERENCE STATEMENT by counter-defendant Robert Shelby's; certificate of service (lmg) (Entered: 08/15/2001)
08/20/2001	38	RETURN OF SERVICE executed: documents served - summons & complaint & opposition to counterclaim & memorandum & exhibits upon (personally) Michael Bilanzich on 7/26/01 (lmg) (Entered: 08/24/2001)
08/20/2001	39	RETURN OF SERVICE executed: documents served - summons & complaint & opposition to counterclaim & memorandum in support of opposition & exhibits - upon Jefferson Gross (personally) on 7/31/01 (lmg) (Entered: 08/24/2001)
08/20/2001	40	SCHEDULING CONFERENCE STATEMENT by defendant/counterclaim Robert Alan Jones; certificate of service counter-claimant (lmg) (Entered: 08/24/2001)
08/20/2001	41	APPLICATION for further hearing re: motion to disqualify Charles Heaukulani, as counsel [17-1] - by Robert Alan Jones (lmg) (Entered: 08/24/2001)
08/20/2001	42	EP :Rule 16 Scheduling Conference held. Oral Request to continue Rule 16 Scheduling Conference Denied. As to Motion to Disqualify recently filed, Motion will be withdrawn. 1. Jury trial on June 18, 2002 at 9:00.a.m. before HG 2. Final Pretrial Conference on May 7, 2002 at 9:00 a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on June 7, 2002 at 8:30a.m. 4. Final Pretrial Statement by April 30, 2002 5. File motions to Join/Add Parties/Amend Pleadings by November 16, 2001 6. File other Non-Dispositive Motions by March 20, 2002 7. File Dispositive Motions by January 16, 2002 8a. File Motions in Limine by May 28, 2002 8b. File opposition memo to a Motion in Limine by June 4, 2002 11a. Plaintiff's Expert Witness Disclosures by December 17, 2001 11b. Defendant's Expert Witness Disclosures by January 16, 2002 12. Discovery deadline April 19, 2002 13. Settlement Conference set for January 17, 2002 at 2:00 p.m. before LEK 14. Settlement Conference statements by January 10, 2002 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by June 4, 2002 21. File Final witness list by May 28, 2002 24. Exchange Exhibit and Demonstrative aids by May 21, 2002 25. File Stipulations re: Authenticity/Admissibility of Proposed Exhibits by May 28, 2002 26. File objections to the Exhibits by June 4, 2002 28a. File Deposition Excerpt Designations by May 28, 2002 28b. File Deposition Counter Designations and Objections by June 4, 2002 29. File Trial Brief by June 4, 2002 30. File Findings of Fact & Conclusions of Law by N/A Other Matters: Status Conference set for 10:00, 10/1/01, LEK. LR 56.1 Memorandum given to parties. A copy of the Rule 16 Scheduling Order mailed to all parties. ;rule 16 conference held on 9:00 8/20/01 ; final pretrial conference set for 9:00 5/7/02 ; settlement conference set for 2:00 1/17/02 before Mag Judge Leslie E. Kobayashi , ; Jury Trial set for 9:00 6/18/02 ; Pretrial conference set for 8:30 6/7/02 before Judge Helen Gillmor (Ct Rptr : No record) JUDGE Mag Judge Leslie E. Kobayashi

		(lmg) (Entered: 08/24/2001)
08/20/2001	43	SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 08/27/2001)
08/31/2001	44	NOTICE OF Hearing MOTION; Counterclaim defendants Jefferson W. Gross and Michael T. Bilanzich's motion to Dismiss; Memorandum in support of motion; Declaration of Edquon Lee; Affidavit of Michael Bilanzich; Affidavit of Jefferson W. Gross; Exhibits "A"-"G"; Certificate of Service to dismiss for lack of jurisdiction set for 10:30 11/13/01 before Judge Helen Gillmor (gs) (Entered: 09/07/2001)
09/10/2001	45	WITHDRAWAL AND SUBSTITUTION of counsel; certificate of service - terminating attorney Charles M. Heaukulani for Carol Nelson, attorney Charles M. for Michael Cetraro, attorney Charles M. Heaukulani for Carol J. Nelson and substituting attorney Enver W. Jr. - on behalf of plaintiff/counterclaim deft (lmg) (Entered: 09/14/2001)
09/10/2001	46	ORDER granting counterclaim defendant Robert Shelby's and plaintiff counterclaim defendant Carol J. Nelson and additional counterclaim defendants Michael Cetraro and Charles M. Heaukulani's motion to dismiss - by Judge Helen Gillmor - defendant counterclaim plaintiff Jones' first amended counterclaim is dismissal; deft counterclaim plaintiff Jones has 30 days from the date of this order to file a counterclaim meeting standing requirements; granting motion to dismiss [9-1], granting motion to dismiss [19-1] (cc: all counsel) (lmg) (Entered: 09/14/2001)
09/24/2001		Original TRANSCRIPT filed (Ct Rptr Stephen B. Platt) taken on 08/06/01 (lmg) (Entered: 09/25/2001)
10/01/2001	47	EP : Status conference re: counsel held ; Heaukulani and Jones by phone; amendment of complaint and motion to dismiss still outstanding (Ct Rptr : No record) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 10/03/2001)
10/10/2001	48	Second AMENDED COUNTERCLAIM [26-1]; jury trial demanded - by counter-claimant Robert Alan Jones (lmg) (Entered: 10/12/2001)
10/24/2001	49	MEMORANDUM in opposition to counterclaim defendants Micahel Bilanzich's and Jefferson Gross' motion to dismiss [44-1]; exhibits; certificate of service - by counterclaimant Robert Alan Jones (lmg) (Entered: 10/26/2001)
11/02/2001	50	REPLY MEMORANDUM in support of counterclaim defendants Jefferson W. Gross and Michael Bilanzich's motion to dismiss filed on August 31, 2001 [44-1]; certificate of service (lmg) (Entered: 11/05/2001)
11/02/2001	51	STATEMENT by plaintiff/counterclaim defendant Carol J. Nelson and counterclaim defendant Michael Cetraro's position re motion to dismiss and certificate of service [44-1] (lmg) (Entered: 11/05/2001)

11/07/2001	52	EO :The hearing on Counterclaim Defendants Jefferson W. Gross and Michael T. Bilanzich's Motion to Dismiss set for November 13, 2001 @ 10:30 a.m. before the Honorable Helen Gillmor is vacated. The Court will decide the motion on the pleadings without a hearing. cc: Edquon Lee, Esq. Enver W. Painter, Esq. William A. Bordner, Esq. Charles M. Heakulani, Esq. Robert Alan Jones, Esq. Judge Gillmor's chambers vacating hearing re motion to dismiss for lack of jurisdiction [44-1] (Ct Rptr :) JUDGE Helen Gillmor (lmg) (Entered: 11/13/2001)
11/13/2001	53	SUPPLEMENTAL Memorandum by counter-claimant in opposition to motion to dismiss [44-1]; certificate of service (lmg) (Entered: 11/15/2001)
11/13/2001	54	NOTICE OF MOTION and motion by defendant/counter-claimant Robert Alan Jones' for leave of court to file supplemental memorandum in opposition to motion to dismiss ; memorandum in support of motion; certificate of service - referred to Judge Helen Gillmor (lmg) (Entered: 11/15/2001)
11/14/2001	55	EO : MINUTE ORDER Defendant/Counterclaimant Robert Alan Jones' Motion for Leave of Court to File Supplemental Memorandum in Opposition to Motion to Dismiss was filed on November 13, 2001. The Court will decide this motion on the pleadings without a hearing. cc: Robert Alan Jones, Esq. Charles Heakulani, Esq. William A. Bordner, Esq. Edquon Lee, Esq. Enver Painter, Esq. Judge Gillmor's chambers re [54-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 11/16/2001)
11/14/2001	56	EO :MINUTE ORDER On November 13, 2001 Defendant Counterclaim Plaintiff Robert Alan Jones filed a MOTION FOR LEAVE OF COURT TO FILE SUPPLEMENTAL MEMORANDUM IN OPPOSITION TO MOTION TO DISMISS. Also on November 13, 2001, Defendant Counterclaim Plaintiff Robert Alan Jones filed a SUPPLEMENTAL MEMORANDUM IN OPPOSITION TO MOTION TO DISMISS. The Court GRANTS Defendant Counterclaim Plaintiff Robert Alan Jones' MOTION FOR LEAVE OF COURT TO FILE SUPPLEMENTAL MEMORANDUM IN OPPOSITION TO MOTION TO DISMISS. cc: The above-listed attorneys Judge Gillmor's chambers granting motion for leave of court to file supplemental memorandum in opposition to motion to dismiss [54-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 11/16/2001)
11/15/2001	57	ANSWER TO second amended COUNTERCLAIM [48-1] by plaintiff/ counterclaim defendant Carol J. Nelson and counterclaim defendant Michael Cetraro's; certificate of service (lmg) (Entered: 11/16/2001)
11/15/2001	58	NOTICE of hearing ; settlement conference previously set for 2:00 1/17/02 is now set for 2:00 1/28/02 before Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 11/16/2001)

11/30/2001	59	NOTICE OF MOTION and motion by counter-defendant Robert Shelby to dismiss second amended counterclaim filed October 9, 2001 ; memorandum in support of motion; exhibit 1; exhibits a-b; certificate of service set for 9:45 4/1/02 before Judge Helen Gillmor (eps) (Entered: 12/03/2001)
12/03/2001	60	NOTICE OF MOTION and motion by additional counterclaim defendant Charles Heaukulani to dismiss or in the alternative for summary judgment ; memorandum in support of motion; affidavit of Charles M. Heaukulani; exhibit a; certificate of service - set for 9:45 4/1/02 before Judge Helen Gillmor (eps) (Entered: 12/05/2001)
12/03/2001	61	CCONCISE STATEMENT of facts by additional counterclaim defendant Charles Heaukulani in support of motion to dismiss or in the alternative for summary judgment [60-1]; certificate of service (eps) (Entered: 12/05/2001)
01/03/2002	62	Submission of Additional Counterclaim Defendant Charles M. Heaukulani's Offer of judgment to Defendant/Counterclaimant Alan Jones, and Defendant/Counterclaimant Alan Jones' Acceptance of Counterclaim defendant Charles M. Heaukulani's Offer of Judgment; Exhibits "A"-"B"; Certificate of Service filed by counter-defendant Charles Heaukulani (gs) (Entered: 01/03/2002)
01/15/2002	64	CONCISE STATEMENT of facts by plaintiff Carol J. Nelson's in support of motion for partial summary judgment and for expungement of lis pendens [63-1]; certificate of service (lmg) (Entered: 01/18/2002)
01/16/2002	63	NOTICE OF MOTION and motion by plaintiff Carol J. Nelson's for partial summary judgment and for expungement of lis pendens ; memorandum in support of motion; exhibits a-f; declaration of Carol J. Nelson; declaration of Enver W. Painter, Jr.; certificate of service - set for 9:45 4/1/02 before Judge Helen Gillmor (lmg) (Entered: 01/18/2002)
01/17/2002	65	NOTICE of hearing ; settlement conference previously set for 2:00 1/28/02 is continued to 1/30/02 before Mag Judge Leslie E. Kobayashi (lmg) (Entered: 01/23/2002)
01/24/2002	66	NOTICE OF MOTION and motion by defendant/counter-claimant Robert Alan Jones to continue settlement conference ; affidavit of Robert Alan Jones; certificate of service - set for 2:00 1/30/02 before Mag Judge Leslie E. Kobayashi (lmg) (Entered: 01/28/2002)
01/28/2002	67	EO : motion to continue settlement conference [66-1] set for 2:00 1/30/02 LEK; all counsel have indicated that they have no position or no opposition to the motion; motion is granted; status conference set for 2:00 1/30/02 LEK is vacated, continued until moved upon by the parties; cc: law clerk for Mag Kobayashi, all parties Mag Judge Leslie E. Kobayashi (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (tbf) (Entered: 01/29/2002)

02/01/2002	68	NOTICE OF MOTION and motion by defendant/counter-claimant Robert Alan Jones' to vacate scheduling order dates and for enlargement of time for scheduling order ; affidavit of Robert Alan Jones; attachment a; certificate of service - set for 3/5/02 before Mag Judge Leslie E. Kobayashi (lmg) (Entered: 02/04/2002)
02/04/2002	69	EO :Defendant-counterclaimant Robert Alan Jones' motion to vacate scheduling order dates and for enlargement of time for scheduling order [68-1] granted without a hearing ; court to issue order; motion date vacated; status conference re trial date and deadlines set for 10:00 3/5/02 before Mag Judge Leslie E. Kobayashi (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 02/05/2002)
02/04/2002	70	ORDER by Mag Judge Leslie E. Kobayashi granting motion to vacate scheduling order dates and for enlargement of time for scheduling order [68-1] (cc: all counsel) (fe) (Entered: 02/06/2002)
02/06/2002	71	NOTICE of submission of judgment; exhibit a; certificate of service - by counter-defendant (fe) (Entered: 02/06/2002)
02/06/2002	72	WITHDRAWAL OF MOTION by counter-defendant Charles Heaukulani withdrawing motion to dismiss or in the alternative for summary judgment [60-1]; certificate of service (fe) (Entered: 02/06/2002)
02/21/2002	73	JUDGMENT:that judgment be entered as follows: 1) on all claims asserted in this against additional counterclaim defendant Charles M. Heaukulani, judgment is entered in favor of defendant/counterclaimant Alan Jones and against additional counterclaim defendant Charles M. Heaukulani, in the amount of \$100.00; 2) pursuant to Fed.R.Civ.P. 54(b), the foregoing shall be considered a final order and judgment - by Judge Helen Gillmor - on behalf of additional counterclaim defendant Charles M. Heaukulani [62-1] (lmg) (Entered: 02/25/2002)
02/21/2002		Docket Modification (Utility Event) re [73-1] terminating party Charles Heaukulani - by additional counterclaim defendant (lmg) (Entered: 02/27/2002)
03/05/2002	74	EP :Status Conference Re: Trial Date and Deadlines held. Alan Jones participated by phone. Trial Re-Setting Conference set for 9:30 5/6/02, LEK. ;Trial re-setting conference set for 9:30 5/6/02 before Mag Judge Leslie E. Kobayashi (Ct Rptr : No record 10:05-10:10) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/08/2002)
03/13/2002	75	OPPOSITION to plaintiff Carol Nelson's motion for partial summary judgment [63-1]; memorandum in support of motion; affidavit of Robert Alan Jones; exhibits; certificate of service - by counter-claimant (lmg) (Entered: 03/13/2002)
03/13/2002	76	Concise STATEMENT of facts by defendant/counter-claimant's in opposition to Carol J. Nelson's motion for partial summary judgment [75-1]; certificate of service (lmg) (Entered: 03/13/2002)

03/14/2002		STATEMENT of no position by counter-claimant defendants Jeffrey W. Gross and Michael T. Bilanzich's to plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens filed on January 16, 2002 certificate of service (lmg) Modified on 03/15/2002 (Entered: 03/15/2002)
03/14/2002	77	STATEMENT of no position by counterclaimant defendants Jefferson W. Gross and Michael T. Bilanzich's to plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens filed on January 16, 2002 [63-1]; certificate of service (lmg) Modified on 03/15/2002 (Entered: 03/15/2002)
03/14/2002	78	STATEMENT of no position by counterclaimant Jefferson W. Gross and Michael T. Bilanzich's of defendant Robert Shelby's motion to dismiss second amended counterclaim filed October 9, 2001 [59-1], filed on November 30, 2001; certificate of service (lmg) (Entered: 03/15/2002)
03/15/2002	79	OPPOSITION to counterclaim defendant Robert Shelby's motion to dismiss second amended counterclaim; memorandum in support; declaration of Robert Alan Jones; Declaration of Jean V. Hammond; exhibits; certificate of service [59-1] - on behalf of Robert Alan Jones (lmg) (Entered: 03/15/2002)
03/19/2002	80	EO: MINUTE ORDER Unsworn Declarations On January 16, 2002, Plaintiff Carol J. Nelson ("Plaintiff") filed a MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS. Attached to Plaintiff's MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS is the Declaration of Carol J. Nelson and the Declaration of Enver W. Painter, Jr. The Court STRIKES the Declaration of Carol J. Nelson and the Declaration of Enver W. Painter, Jr. attached to Plaintiff's MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS for failure to comply with 28 U.S.C. 1746. Neither declaration complies with the federal requirement of 28 U.S.C. 1746 for unsworn declarations. Neither declaration is submitted under the penalty of perjury nor do the declarations state the declarations are true and correct. Rule 56(f) On March 13, 2002, Defendant and Counterclaim Plaintiff Robert Alan Jones ("Defendant") filed an OPPOSITION TO PLAINTIFF CAROL NELSON'S MOTION FOR PARTIAL SUMMARY JUDGMENT. It appears from Defendant's opposition that he is alleging that he has not had adequate time for discovery. Defendant, however, does not expressly request a continuance of Plaintiff's MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS nor has he complied with the requirements of Federal Rule of Civil Procedure 56(f). The Court will not continue the April 1, 2002 hearing on Plaintiff's MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS absent a separate motion for continuance in compliance with Federal Rule of Civil Procedure 56(f). Fax: Enver W. Painter, Jr.,

		Esq. (537-9207) Robert Alan Jones, Esq. cc: William A. Bordner, Esq. George W. Brandt, Esq. Judge Gillmor's chambers re [63-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 03/20/2002)
03/21/2002	81	REPLY by counterclaim defendant Robert Shelby's to defendant and counterclaimant Robert Alan Jones' opposition to counterclaim defendant Robert Shelby's motion to dismiss second amended counterclaim, filed October 9, 2001 (dated March 13, 2002); affidavit of William Borner; exhibits a and b; certificate of service re [79-1] (lmg) (Entered: 03/21/2002)
03/21/2002	82	Amended DECLARATION of Enver W. Painter, Jr. in support of plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens filed January 16, 2002 [63-1] - on behalf of plaintiff and counterclaim/defendant and counterclaim/defendant (lmg) (Entered: 03/22/2002)
03/21/2002	83	Amended DECLARATION of plaintiff Carol J. Nelson in support of plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens file January 16, 2002 [82-1] [63-1] - on behalf of plaintiff and counterclaim/defendant and counterclaim/defendant (lmg) (Entered: 03/22/2002)
03/21/2002	84	CERTIFICATE of service by plaintiff and counterclaim/defendant Carol J. Nelson (lmg) (Entered: 03/22/2002)
03/26/2002	85	NOTICE OF MOTION for leave to file supplemental documentation in opposition to Carol Nelson's motion for partial summary judgment, Robert Shelby's motion to dismiss second amended counterclaim, Jefferson W. Gross and Michael T. Bilanzich's motion to dismiss ; memorandum in support of Robert Alan Jones' motion for leave to file, declaration of Robert Alan Jones with attached declaration of Michael Bilanzich; certificate of service - set for 9:45 4/1/02 before Judge Helen Gillmor (lmg) (Entered: 03/27/2002)
03/27/2002	86	EO : On March 26, 2002, Defendant Counterclaim Plaintiff Robert Alan Jones ("Defendant Counterclaim Plaintiff Jones") filed a MOTION FOR LEAVE TO FILE SUPPLEMENTAL DOCUMENTATION IN OPPOSITION TO CAROL NELSON'S MOTION FOR PARTIAL SUMMARY JUDGMENT, ROBERT SHELBY'S MOTION TO DISMISS SECOND AMENDED COUNTERCLAIM, JEFFERSON W. GROSS AND MICHAEL T. BILANZICH'S MOTION TO DISMISS. Defendant Counterclaim Plaintiff Jones seeks to file a declaration of Michael Bilanzich that was purportedly filed in the United States Bankruptcy Court for the District of Utah, Central Division. The copy of the declaration attached to Defendant Counterclaim Plaintiff Jones' motion is not authenticated. The Court DENIES Defendant Counterclaim Plaintiff Jones' MOTION FOR LEAVE TO FILE SUPPLEMENTAL DOCUMENTATION IN OPPOSITION TO CAROL NELSON'S MOTION FOR PARTIAL SUMMARY JUDGMENT, ROBERT

		<p>SHELBY'S MOTION TO DISMISS SECOND AMENDED COUNTERCLAIM, JEFFERSON W. GROSS AND MICHAEL T. BILANZICH'S MOTION TO DISMISS. If Defendant Counterclaim Plaintiff Jones wishes for the Court to consider the declaration of Michael Bilanzich, Defendant Counterclaim Plaintiff Jones shall file a certified and filed stamped copy of the declaration. Fax: Enver W. Painter, Jr., Esq. (537-9207) Robert Alan Jones, Esq. ((702) 736-0773 cc: William A. Bordner, Esq. George W. Brandt, Esq. Judge Gillmor's chambers - denying motion for leave to file supplemental documentation in opposition to Carol Nelson's motion for partial summary judgment, Robert Shelby's motion to dismiss second amended counterclaim, Jefferson W. Gross and Michael T. Bilanzich's motion to dismiss [85-1] (Ct Rptr : JUDGE Judge Helen Gillmor (lmg) (Entered: 03/28/2002)</p>
04/01/2002	87	<p>DECLARATION of Michael T. Bilanzich in support of memorandum opposition to motion for relief regarding calims litigation - by Objecting Creditors Hairware USA, Inc. and MTB Enterprises, Inc. (said document is a certified copy of the declaration) (lmg) (Entered: 04/01/2002)</p>
04/01/2002	88	<p>Amended DECLARATION of Carol J. Nelson in support of plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens filed January 16, 2002 [63-1] - by plaintiff and counterclaim/defendant (lmg) (Entered: 04/01/2002)</p>
04/01/2002	89	<p>Amended DECLARATION of Enver W. Painter, Jr. support of plaintiff Carol J. Nelson's motion for partial summary judgment and for expungement of lis pendens filed January 16, 2002 [63-1] - by plaintiff, counterclaim/defendant (lmg) (Entered: 04/01/2002)</p>
04/01/2002	90	<p>EO :The following motions came on for hearing before the Court: 1. COUNTER-DEFENDANT ROBERT SHELBY'S MOTION TO DISMISS SECOND AMENDED COUNTERCLAIM filed OCTOBER 9, 2001; and 2. PLAINTIFF CAROL J. NELSON'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS Arguments were made on the two above motions. COUNTERCLAIM DEFENDANT SHELBY'S MOTION TO DISMISS, filed November 30, 2001 is DENIED. PLAINTIFF CAROL J. NELSON'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS, filed January 16, 2002 is DENIED. The Court had previously taken COUNTERCLAIM DEFENDANTS JEFFERSON W. GROSS AND MICHAEL T. BILANZICH'S MOTION TO DISMISS, filed August 31, 2001 under advisement. COUNTERCLAIM DEFENDANTS JEFFERSON W. GROSS AND MICHAEL T. BILANZICH'S MOTION TO DISMISS, filed August 31, 2001 is DENIED. Personal jurisdiction exists for all parties in this action, and material issues of fact remain for trial. No written order will be issued. No party objected to the Court not issuing a written order. At the conclusion of the hearing, Plaintiff Counterclaim Defendant Nelson made an oral motion to have Defendant Counterclaim Plaintiff Jones begin to make monthly payments for use of the disputed</p>

		Kona Condo or have Defendant Counterclaim Plaintiff Jones relinquish possession. Defendant Counterclaim Plaintiff Jones is given until April 15, 2002 to reach an agreement with Plaintiff Counterclaim Defendant Nelson with respect to payment of the monthly amount or vacation of the premises. Any payments made by Defendant Counterclaim Plaintiff Jones to Plaintiff Counterclaim Defendant Nelson, pursuant to such agreement, shall not be construed as either rent or payments toward the purchase price. The issue as to how the payments shall be construed is reserved for trial. cc: Enver W. Painter, Jr., Esq. Robert Alan Jones, Esq. William A. Bordner, Esq. Edquon Lee, Esq. Judge Gillmor's Chambers denying motion for partial summary judgment and for expungement of lis pendens [63-1], denying motion to second amended counterclaim filed October 9, 2001 [59-1], denying motion to dismiss for lack of jurisdiction [44-1] (Ct Rptr : Stephen Platt) JUDGE Judge Helen Gillmor (lmg) (Entered: 04/03/2002)
04/15/2002	91	REPLY by counter-defendant Robert Shelby to second amended counterclaim re [48-1]; certificate of service (fe) (Entered: 04/16/2002)
04/16/2002	92	SATISFACTION OF JUDGMENT re [73-1] as to counter-defendant Charles Heaukulani; certificate of service (fe) (Entered: 04/16/2002)
04/23/2002	93	ANSWER TO SECOND AMENDED COUNTERCLAIM by cross-claim defendants Jeffrey Gross and Michael Bilanzich to [48-1] filed on October 10, 2001; certificate of service (lmg) (Entered: 04/24/2002)
05/06/2002	94	EP :Trial Resetting Conference held. Alan Jones and William Bordner participated by phone. New trial date and deadlines given. Amended Rule 16 Scheduling Order to be issued. 1. Jury trial on December 10, 2002 at 9:00.a.m. before HG 2. Final Pretrial Conference on October 29, 2002 at 9:00a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on November 29, 2002 at 8:30a.m. 4. Final Pretrial Statement by October 22, 2002 5. File motions to Join/Add Parties/Amend Pleadings by N/A 6. File other Non-Dispositive Motions by September 11, 2002 7. File Dispositive Motions by July 10, 2002 8a. File Motions in Limine by November 19, 2002 8b. File opposition memo to a Motion in Limine by November 26, 2002 11a. Plaintiff's Expert Witness Disclosures by June 10, 2002 11b. Defendant's Expert Witness Disclosures by July 10, 2002 12. Discovery deadline October 11, 2002 13. Settlement Conference set for August 28, 2002 at 2:00 p.m. before LEK 14. Settlement Conference statements by August 21, 2002 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by November 26, 2002 21. File Final witness list by November 19, 2002 24. Exchange Exhibit and Demonstrative aids by November 12, 2002 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by November 19, 2002 26. File objections to the Exhibits by November 26, 2002 28a. File Deposition Excerpt Designations by November 19, 2002 28b. File Deposition Counter Designations and Objections by November 26, 2002 29. File Trial Brief by November 26, 2002 30. File Findings of Fact & Conclusions of Law

		by N/A Other Matters: LR 56.1 Memorandum given to parties. A copy of the Amended Rule 16 Scheduling Order mailed to all parties. ;status conference held 5/6/02 ; ; Jury Trial set for 9:00 12/10/02 ; Pretrial conference set for 8:30 11/29/02 before Judge Helen Gillmor ; ; final pretrial conference set for 9:00 10/29/02 ; settlement conference set for 2:00 8/28/02 before Mag Judge Leslie E. Kobayashi ; ; file dispositive motions set 7/10/02 ; Discovery ddl set for 10/11/02 (Ct Rptr No record) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 05/10/2002)
05/09/2002	95	Amended rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 05/10/2002)
05/10/2002		TRANSCRIPT filed (Ct Rptr Stephen Platt) taken on 04/01/02 (lmg) (Entered: 05/10/2002)
05/29/2002	96	APPLICATION for admission pro hac vice of Stephen B. Michell; declaration of Edquon Lee; declaration of Stephen B. Mitchell; ORDER by Mag Judge Leslie E. Kobayashi - granting application for admission pro hac vice of Stephen B. Mitchell - on behalf of counterclaim defendants (lmg) (Entered: 05/29/2002)
05/30/2002	97	CERTIFICATE of service by counter-claimant defendants (lmg) (Entered: 06/03/2002)
06/03/2002	98	CERTIFICATE of service by defendant (lmg) (Entered: 06/04/2002)
06/03/2002	99	CERTIFICATE of service by plaintiff (lmg) (Entered: 06/04/2002)
06/03/2002	100	CERTIFICATE of service by plaintiff (lmg) (Entered: 06/04/2002)
06/07/2002	101	CERTIFICATE of service by counter-claimant (lmg) (Entered: 06/07/2002)
06/14/2002	102	CERTIFICATE of service by counter-claimant defendants (lmg) (Entered: 06/17/2002)
07/09/2002	103	NOTICE OF MOTION and motion by cross-defendants Michael Bilanzich and Jefferson W. Gross for summary judgment ; cross-defendants Michael T. Bilanzich's and Jefferson W. Gross' memorandum in support of motion for summary judgment; affidavit of Michael Bilanzich; exhibits a-l; affidavit of Jefferson W. Gross; exhibit a; declaration of Steven Y. Otaguro; exhibit 1 certificate of service - set for 9:00 9/30/02 before Judge Helen Gillmor (lmg) (Entered: 07/10/2002)
07/09/2002	104	CONCISE statement of facts by cross-defendants Michael T. Bilanzich and Jefferson W. Gross's in support of motion for summary judgment [103-1]; exhibit a; certificate of service (lmg) (Entered: 07/10/2002)
07/10/2002	105	NOTICE OF MOTION and motion by counterclaim defendant Robert Shelby, Esq.'s for summary judgment ; memorandum in support of motion; certificate of service - set for 9:00 9/30/02 before Judge Helen Gillmor (lmg) (Entered: 07/11/2002)

07/10/2002	106	Concise STATEMENT of facts by counterclaim defendant Robert Shelby, Esq.'s; exhibits 1-5; certificate of service [105-1] (lmg) (Entered: 07/11/2002)
07/10/2002	107	FRCP 26(A)(2) Expert DISCLOSURES by counterclaim defendant Robert Shelby, Esq.; exhibit a; certificate of service (lmg) (Entered: 07/15/2002)
07/11/2002	108	CERTIFICATE of service by counter-claimant Jeffrey Gross, and Michael Bilanzich (fe) (Entered: 07/12/2002)
07/11/2002	110	Cross-Calim Defendants Michael Bilanzich's and Jefferson Gross' Disclosure of Expert witness testimony of George Throckmorton Pursuant to Fed. R. Civ. P 26(a)(2) (gs) (Entered: 07/18/2002)
07/17/2002	109	NOTICE OF MOTION and motion by plaintiff and counterclaim/defendants to extend time for filing dispositive motions ; memorandum in support of motion; declaration of Enver W. Painter, Jr. - set for 9:00 9/30/02 before Judge Helen Gillmor (lmg) (Entered: 07/18/2002)
07/23/2002	111	CERTIFICATE of service by plaintiff (lmg) (Entered: 07/23/2002)
08/01/2002	112	STIPULATION and ORDER re: amended reply to counterclaim by Judge Helen Gillmor - on behalf of counterclaim defendant [91-1] (lmg) (Entered: 08/06/2002)
08/05/2002	113	EX PARTE MOTION to shorten time for hearing motion to extend time for filing dispositive motions ; declaration of Enver W. Painter, Jr. - referred to Judge Helen Gillmor (lmg) (Entered: 08/07/2002)
08/05/2002	114	EO: MINUTE ORDER On July 17, 2002, Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro filed a MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS. The motion is currently set for hearing on September 30, 2002. On July 18, 2002, Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro lodged an EX PARTE MOTION TO SHORTEN TIME FOR HEARING MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTION. On August 2, 2002, Defendant and Counterclaim Plaintiff Robert Alan Jones faxed to the Court his RESPONSE TO CAROL NELSON AND MICHAEL CETRAROS' EX PARTE MOTION TO SHORTEN TIME. Defendant and Counterclaim Plaintiff Jones does not oppose the EX PARTE MOTION TO SHORTEN TIME FOR HEARING MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTION. The Court GRANTS Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro's EX PARTE MOTION TO SHORTEN TIME FOR HEARING MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTION. The September 30, 2002 hearing is VACATED. A telephonic hearing is set for Thursday, August 15, 2002 at 10:30 a.m. The parties response to the MOTION TO EXTEND TIME

		FOR FILING DISPOSITIVE MOTIONS shall be filed by Monday, August 12, 2002. cc: Enver W. Painter, Jr., Esq. Robert Alan Jones, Esq. William A. Bordner, Esq. Edquon Lee, Esq. Judge Gillmor's Chambers :granting motion shorten time for hearing motion to extend time for filing dispositive motions [113-1], order [113-2], vacating hearing re motion to extend time for filing dispositive motions [109-1] , ; Motion to extend time for filfing dispositive motions set for 8/12/02 ; a telephonic hearing set for 10:30 08/15/02 before Judge Helen Gillmor (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 08/07/2002)
08/05/2002		Docket Modification (Utility Event) vacating hearing re motion to extend time for filing dispositive motions [109-1] (lmg) (Entered: 08/12/2002)
08/08/2002	115	RESPONSE to Carol Nelson and Michael Cetraros' ex parte motion to shorten time - by defendant Robert Alan Jones [113-1], [113-2] (lmg) (Entered: 08/12/2002)
08/09/2002	116	STATEMENT of no position by counterclaimant defendants Jeffrey W. Gross and Michael T. Bilanzich's to plaintiff and counterclaim defendant Carol J. Nelson and counterclaim Michael Cetraro's motion to extend time for filing dispositive motions filed on July 17, 2002; certificate of service - hearing via telephone 10:30 8/15/02 before Judge Gillmor motion to extend time for filing dispositive motions [109-1] (lmg) (Entered: 08/12/2002)
08/13/2002	117	Application EX PARTE by defendant for temporary restraining order against Carol Nelson and Michael Cetraro - referred to Judge Helen Gillmor (lmg) (Entered: 08/15/2002)
08/13/2002	118	NOTICE OF HEARING by defendant for preliminary injunction - referred Judge Helen Gillmor (lmg) (Entered: 08/15/2002)
08/13/2002	119	STATEMENT of no position by counterclaim defendant Robert Shelby's to plaintiff and counterclaim defendant Carol J. Nelson and counterclaim defendant Michael Cetraro's motion to extend time for filing dispositive motions, filed July 17, 2002; certificate of service support of motion to extend time for filing dispositive motions [109-1] (lmg) (Entered: 08/15/2002)
08/13/2002	120	EO : MINUTE ORDER The hearing on Defendant/Counterclaimant Robert Alan Jones' Application for Temporary Restraining Order Against Carol Nelson and Michael Cetraro is set for August 15, 2002 @ 10:30 a.m. before the Honorable Helen Gillmor. The parties will participate by telephone. Plaintiff and Counterclaim Defendants Carol Nelson and Michael Cetraro shall file their response to the Application for Temporary Restraining Order no later than 4:00 p.m. on August 14, 2002. Notified the following by telephone: Enver W. Painter, Esq. on August 13, 2002 Robert Alan Jones, Esq. by leaving a voice mail message on his telephone on August 13, 2002; informed his secretary on August 14, 2002. cc: Judge Gillmor's chambers setting hearing on order [117-2] 10:30 8/15/02, setting hearing on motion for temporary restraining order against Carol

		Nelson and Michael Cetraro [117-1] 10:30 8/15/02, re [119-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 08/15/2002)
08/19/2002	121	EO :Settlement conference set for 2:00 8/28/02, LEK is vacated; ;status conference set for 9:30 9/23/02 before Mag Judge Leslie E. Kobayashi cc: all counsel (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 08/20/2002)
08/22/2002	122	EO :MINUTE ORDER On July 17, 2002, Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro filed a MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS. On July 18, 2002, Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro lodged an EX PARTE MOTION TO SHORTEN TIME FOR HEARING MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTION. On August 2, 2002, Defendant and Counterclaim Plaintiff Robert Alan Jones faxed to the Court his RESPONSE TO CAROL NELSON AND MICHAEL CETRAROS' EX PARTE MOTION TO SHORTEN TIME indicating no opposition to the motion. On August 5, 2002, the Court granted Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro's EX PARTE MOTION TO SHORTEN TIME FOR HEARING MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTION. A telephonic hearing was set for Thursday, August 15, 2002 at 10:30 a.m. On August 9, 2002, Counterclaim Defendants Jefferson W. Gross and Michael T. Bilanzich filed a STATEMENT OF NO POSITION TO PLAINTIFF AND COUNTERCLAIM DEFENDANT CAROL J. NELSON AND COUNTERCLAIM DEFENDANT MICHAEL CETRARO'S MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS FILED ON JULY 17, 2002. On August 13, 2002, Counterclaim Defendant Robert Shelby filed a STATEMENT OF NO OPPOSITION TO PLAINTIFF AND COUNTERCLAIM DEFENDANT CAROL J. NELSON AND COUNTERCLAIM DEFENDANT MICHAEL CETRARO'S MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS, FILED JULY 17, 2002. On August 14, 2002, Defendant and Counterclaim Plaintiff Robert Alan Jones faxed to the Court his STATEMENT OF NO POSITION TO PLAINTIFF CAROL NELSON AND COUNTERCLAIM DEFENDANT MICHAEL T. CETRARO'S MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS FILED ON JULY 17, 2002. As no party opposed Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro's MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS the Court vacated the August 15, 2002 telephonic hearing and GRANTS the MOTION TO EXTEND TIME FOR FILING DISPOSITIVE MOTIONS. Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro shall file their dispositive motions by September 1, 2002. cc: Enver W. Painter, Jr., Esq. Robert Alan Jones, Esq. William A. Bordner, Esq. Edquon Lee, Esq. Judge Gillmor's Chambers re [109-1], re [113-2], re [115-1], re [116-1] (Ct Rptr :) JUDGE Judge Helen Gillmor

		(fe) (Entered: 08/23/2002)
08/27/2002	123	STATEMENT of no position by defendant/counter-claimant Robert Alan Jones to pltf Carol Nelson and counterclaim defendant Michael T. Cetrato's motion to extend time for filing dispositive motions [109-1]; certificate of service (fe) (Entered: 08/30/2002)
08/27/2002	124	WITHDRAWAL OF MOTION by defendant/counter-claimant Robert Alan Jones withdrawing motion for temporary restraining order against Carol Nelson and Michael Cetraro [117-1], [117-2]; certificate of service (fe) (Entered: 08/30/2002)
08/28/2002	125	NOTICE OF MOTION and motion by plaintiff/counterclaim- defendant Carol J. Nelson and by counterclaim-defendant Michael Cetraro for summary judgment and for expungement of lis pendens ; memorandum in support of motion; exhibits a-f; certificate of service - set for 9:00 9/30/02 before Judge Helen Gillmor (afc) (Entered: 08/30/2002)
08/28/2002	126	CONCISE STATEMENT of facts by plaintiff/counter-defendant Carol J. Nelson and by counter-defendant Michael Cetraro in support of their motion for summary judgment and for expungement of lis pendens [125-1]; exhibits a-f; certificate of service (afc) (Entered: 08/30/2002)
08/30/2002	127	MINUTE ORDER On August 28, 2002, Plaintiff and Counterclaim Defendant Carol J. Nelson and Counterclaim Defendant Michael Cetraro filed a CONCISE STATEMENT OF FACTS IN SUPPORT OF THEIR MOTION FOR SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS. Plaintiff and Counterclaim Defendants have failed to file a separate concise statement of facts in the form required by Local Rule 56.1. Specifically, a separate concise statement of facts shall be no longer than five (5) pages. See Local Rule 56.1(d). Plaintiff's and Counterclaim Defendants' separate concise statement of facts exceeds the page limitation as it is nine (9) pages. The Court refers Plaintiff and Counterclaim Defendants to the Court's Memorandum Re: Compliance with Local Rule 56.1, which explains in detail the requirements of the rule, and gives specific examples of the proper format for a separate concise statement of facts. After reviewing Local Rule 56.1 and the Court's Memorandum Re: Compliance with Local Rule 56.1, Plaintiff and Counterclaim Defendants may find it appropriate to remove the citations to the Complaint and Counterclaim in their separate concise statement of facts, as they are only allegations rather than proof of fact. Legal argument has no place in a concise statement of fact and should be removed. In paragraph 35 of Plaintiff's and Counterclaim Defendants' concise statement, they argue that there is no inconsistency between Jones's contention and belief that Jones owns the subject Condo and Bilanzich's statement in the Settlement Agreement that Bilanzich disclaimed any interest in the Condo. Plaintiff and Counterclaim Defendants cite to evidence outside the relevant motion and fail to attach, extract, and highlight the relevant portions of each referenced document. For example, in paragraphs 6-8, Plaintiff and Counterclaim Defendants

		reference Nelson's Declaration filed on March 21, 2002 but do not include the relevant portions of the Declaration as an exhibit. The Court is not required to search through the record. See Fair Housing Council of Riverside County, Inc. v. Riverside Two, 249 F.3d 1132, 1137 (9th Cir. 2001)(holding the district court has no obligation to search through voluminous records for evidence). In addition, in paragraphs 28 and 25, the Plaintiff and Counterclaim Defendants refer to numbered exhibits. It is not clear to the Court which exhibits Plaintiff and Counterclaim Defendants are referring to as Plaintiff and Counterclaim Defendants did not attach the exhibits to their separate concise statement. Further, Plaintiff and Counterclaim Defendants appear to refer to multiple copies of the same evidence. The Court finds these multiple references, such as those in 33, unnecessary and confusing. Due to the shortcomings in Plaintiff's and Counterclaim Defendants' concise statement of facts, the Court STRIKES Plaintiff's and Counterclaim Defendants' CONCISE STATEMENT OF FACTS IN SUPPORT OF THEIR MOTION FOR SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS, filed August 28, 2002. Plaintiff and Counterclaim Defendants shall file a new concise statement of facts in accordance with Local Rule 56.1 by Thursday, September 5, 2002. Submitted by: David Hisashima, Courtroom Deputy cc: Enver W. Painter, Jr., Esq. (by fax to 537-9207) Robert Alan Jones, Esq. William A. Bordner, Esq. Edquon Lee, Esq. Judge Gillmor's Chambers [126-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (eps) (Entered: 09/03/2002)
08/30/2002	128	CONCISE STATEMENT of facts by plaintiff Carol J. Nelson, counter-defendant Michael Cetraro in support of their motion for summary judgment and for expungement of lis pendens [125-1]; exhibits a-f; certificate of service (eps) (Entered: 09/03/2002)
09/06/2002	129	NOTICE OF WITHDRAWAL OF MOTION by counterclaim defendants Michael Bilanzich and Jeffrey Gross - withdrawing their motion for summary judgment filed 07-09-02; certificate of service [103-1] (afc) (Entered: 09/08/2002)
09/09/2002	130	EX PARTE MOTION by counterclaim deft Robert Alan Jones for enlargement of time within which to oppose plaintiff/counterclaim deft Nelson and counterclaim deft Cetraro's motion for summary judgment ; certificate of service - referred to Judge Helen Gillmor (afc) (Entered: 09/09/2002)
09/11/2002	131	EO :MINUTE ORDER - Defendant/Counterclaim Plaintiff Robert Alan Jones' Ex Parte Motion for Enlargement of Time Within Which to Oppose Plaintiff Counterclaim Defendant Nelson and Counterclaim Defendant Cetraro's Motion for Summary Judgment, filed September 9, 2002, is granted. Defendant/Counterclaim Plaintiff Robert Alan Jones shall file any opposition to Plaintiff and Counterclaim Defendant Nelson and Counterclaim Defendant Cetraro's Motion for Summary Judgment by September 23, 2002. Plaintiff and Counterclaim Defendant Nelson and Counterclaim Defendant Cetraro shall file any reply memorandum by

		October 2, 2002. The hearing on Counterclaim Defendant Robert Shelby, Esq.'s Motion for Summary Judgment and Carol J. Nelson and Michael Cetraro's Motion for Summary Judgment and for Expungement of Lis Pendens is continued from September 30, 2002 to October 15, 2002 @ 9:45 a.m. Mr. Jones will be allowed to participate in the hearing telephonically. Fax: Robert Alan Jones, Esq. Enver W. Painter, Jr., Esq. William A. Bordner, Esq. Edquon Lee, Esq. cc: Judge Gillmor's chambers granting order [130-2], granting motion for enlargement of time within which to oppose plaintiff/counterclaim deft Nelson and counterclaim deft Cetraro's motion for summary judgment [130-1] setting hearing on motion for summary judgment [105-1] 9:45 10/15/02, setting hearing on motion for summary judgment for expungement of lis pendens [125-1] 9:45 10/15/02 (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 09/13/2002)
09/12/2002	132	OPPOSITION by defendant/counterclaimant Robert Alan Jones to counter claim defendant Robert Shelby's motion for summary judgment [105-1]; memorandum in support thereof; certificate of service (lmg) (Entered: 09/13/2002)
09/12/2002	133	Concise STATEMENT of facts by defendant/counter-claimant Robert Alan Jones in support of opposition to motion for summary judgment [132-1]; exhibits; and certificate of service (lmg) (Entered: 09/13/2002)
09/13/2002	134	EO : COURT ACTION: MINUTE ORDER The hearing on Defendant and Counterclaim Plaintiff Robert Alan Jones' Motion for Preliminary Injunction, filed August 13, 2002, is set for October 15, 2002 @ 9:45 a.m. before the Honorable Helen Gillmor. Submitted by: David H. Hisashima, Courtroom Manager Fax: Robert Alan Jones, Esq. Enver W. Painter, Jr., Esq. William A. Bordner, Esq. Edquon Lee, Esq. cc: Judge Gillmor's chambers setting hearing on motion for preliminary injunction [118-1] 9:45 10/15/02 (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 09/16/2002)
09/23/2002	135	OPPOSITION by defendant/counter-claimant Robert Alan Jones to Carol J. Nelson's Michael Cetraro's motion for summary judgment and for expungement of lis pendens [125-1]; memorandum in support; certificate of service (lmg) (Entered: 09/25/2002)
09/23/2002	136	Concise STATEMENT of facts by defendant/counter-claimant in opposition to Carol J. Nelson's Michael Cetraro's motion for summary judgment and expungemnt of lis pendens; memorandum in support; certificate of service [125-1] [135-1] (lmg) (Entered: 09/25/2002)
09/23/2002	137	EP :Status Conference held. Alan Jones participated by phone. Discovery Deadline extended to 11/18/02 Final Pretrial Conference is continued to 9:00 11/8/02, LEK Final Pretrial Conference Statements are due 11/1/02 cc: all counsel and parties ; status conference held 9/23/02 ; Discovery ddl extended to 11/18/02 ; final pretrial conference set for 9:00 11/8/02 before Mag Judge Leslie E. Kobayashi (Ct Rptr : Courtroom 7-No record)

		JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 09/25/2002)
09/23/2002	138	NOTICE of change of address - by counter-claimant Jeffrey Gross, counter-claimant Michael Bilanzich - address is: Burbidge & Mitchell, 215 South State St., Ste. 902, Salt Lake City, UT 84111 (lmg) (Entered: 09/26/2002)
09/27/2002	139	STATEMENT of no position by defendants Jefferson W. Gross and Michael T. Bilanzich's to Carol J. Nelson and Michael Cetraro's motion for summary judgment and for expungement of lis pendens filed on August 28, 2002; certificate of service [125-1] (lmg) (Entered: 09/30/2002)
09/27/2002	140	STATEMENT of no position defendants Jeffrey Gross and Michael Bilanzich's to counterclaim defendant Robert Shelby, Esq.'s motion for summary judgment filed July 10, 2002; certificate of service [105-1] (lmg) (Entered: 09/30/2002)
09/27/2002	141	CERTIFICATE of service by counter-defendant Robert Shelby (lmg) (Entered: 09/30/2002)
09/27/2002	142	MEMORANDUM by Carol J. Nelson and Michael Cetraro's in opposition to Robert Alan Jones' motion for preliminary injunction against Carol J. Nelson and Michael Cetraro; declaration of Enver W. Painter, Jr.; exhibits a-i; certificate of service [118-1] (lmg) (Entered: 09/30/2002)
09/30/2002	143	EX PARTE MOTION by defendant/counter-claimant Robert Alan Jones' to continue trial date ; certificate of service - referred to Judge Helen Gillmor (lmg) Modified on 02/20/2003 (Entered: 10/03/2002)
09/30/2002	144	EX PARTE MOTION by defendant/counter-claimant Robert Alan Jones to vacate hearing date for counterclaim defendant Robert Shelby's motion for summary judgment, plaintiff and counterclaim defendant Carol Nelson and counter-claim defendant Michael Cetraro's motion for summary judgment on the counterclaim, and for expungement of lis pendens ; counterclaimant Jones MOTION FOR PRELIMINARY INJUNCTION against Carol Nelson; affidavit of Robert Alan Jones; certificate of service - referred to Judge Helen Gillmor (lmg) (Entered: 10/03/2002)
10/03/2002	145	EO : Minute Order 1. On September 12, Defendant and Counterclaimant Robert Alan Jones filed a CONCISE STATEMENT OF FACTS IN SUPPORT OF OPPOSITION TO MOTION FOR SUMMARY JUDGMENT. Defendant and Counterclaimant Jones has failed to file a separate and concise statement of facts in the form required by Local Rule 56.1. The concise statement is insufficient for the following reasons: a. The concise statement fails to accept or reject each of the facts set forth in Counterclaim Defendant Robert Shelby, Esq.'s Concise Statement of Facts. On page 2 of the concise statement, Defendant and Counterclaimant Jones accepts and denies certain facts in Mr. Shelby's concise statement. Rule 56.1(b)(1) allows a party to accept the facts set forth in the moving party's concise statement, but it does not allow a party

to summarily deny facts that are in dispute. Rule 56.1(b)(2) requires that a party set forth all material facts in which it is contended that there exists a genuine issue to be litigated. It is improper for a party to submit a concise statement that simply offers its own version of the facts. A party may submit additional facts, but first it must address each of the movant's factual assertions, referencing movant's paragraph numbers, as found in movant's concise statement. A party must also provide evidentiary support for each material fact that is disputed. Appropriate evidentiary support is defined in Fed. R. Civ. P. 56(e). b. In paragraphs 19 and 20 on page 5 of his concise statement, Defendant and Counterclaimant Jones submits legal argument. Legal argument has no place in a concise statement of fact. Legal argument is properly placed in a party's memorandum in support or in opposition to a motion for summary judgment. Paragraph 20, in particular, lacks any evidentiary support, in violation of Local Rule 56.1(c). Instead of submitting appropriate documentation, Defendant and Counterclaimant Jones states "Ultimate Facts for jury determination." No affidavit, deposition testimony, or similar documentary evidence, as required by Local Rule 56.1 and Fed. R. Civ. P. 56(e) is cited to support the allegation. Under Local Rule 56.1(f), the Court has no duty to search and consider any part of the record not cited. Due to the above shortcomings, the Court STRIKES Defendant and Counterclaimant Jones's CONCISE STATEMENT OF FACTS IN OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, filed September 12, 2002. Defendant and Counterclaimant Jones shall file a new concise statement of facts in accordance with Local Rule 56.1 by Tuesday, November 12, 2002. 2. On September 23, 2002, Defendant and Counterclaimant Robert Alan Jones filed a CONCISE STATEMENT OF FACTS IN OPPOSITION TO CAROL J. NELSON'S AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND EXPUNGEMENT OF LIS PENDENS. Defendant and Counterclaimant Jones has failed to file a separate and concise statement of facts in the form required by Local Rule 56.1. The Court strikes Defendant and Counterclaimant Robert Alan Jones's concise statement of facts filed on September 23, 2002 for the following reasons: a. The same reasons outlined in numeral 1 above. Defendant and Counterclaimant Jones can summarily accept material facts in Carol J. Nelson's and Michael Cetraro's Motion for Summary Judgment, but he should address each material fact in issue, by number, referencing the paragraphs in Nelson's and Cetraro's concise statement, and provide evidentiary support to support his own version of the facts. b. It is inappropriate to state questions in a concise statement of facts. Local Rule 56.1 requires that a party set forth all material facts, not questions. The purpose of a concise statement is to reference material facts, and the evidence supporting the alleged facts, so that the Court can determine the limited issues presented in the summary judgment motion. Due to the reasons stated, the Court STRIKES Defendant and Counterclaimant Jones's CONCISE STATEMENT OF FACTS IN OPPOSITION TO CAROL J. NELSON'S AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND EXPUNGEMENT OF LIS PENDENS,

		<p>filed September 23, 2002. Defendant and Counterclaimant Jones shall file a new concise statement of facts in accordance with Local Rule 56.1 by Tuesday, November 12, 2002. Submitted by: David H. Hisashima, Courtroom Manager cc: Enver W. Painter, Jr., Esq. Robert Alan Jones, Esq. William A. Bordner, Esq. Robert Shelby, Esq. Edquon Lee, Esq. Judge Gillmor's Chambers striking statement [133-1], striking statement [136-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 10/07/2002)</p>
10/03/2002	146	<p>EO : MINUTE ORDER On October 2, 2002, the courtroom manager called Enver W. Painter, Esq., William A. Bordner, Esq. and Edquon Lee, Esq. in this case and inquired whether they have received copies of: (1) Defendant/Counterclaim Plaintiff Robert Alan Jones' Ex Parte Motion to Vacate Hearing Date for Counterclaim Defendant Robert Shelby's Motion for Summary Judgment, Plaintiff and Counterclaim Defendant Carol Nelson and Counterclaim Defendant Michael Cetraro's Motion for Summary Judgment on the Counterclaim, and for Expungement of Lis Pendens; Counterclaimant Jones' Motion for Preliminary Injunction Against Carol Nelson, Certificate of Service, filed October 2, 2002, and (2) Defendant/Counterclaimant Robert Alan Jones' Ex Parte Motion to Continue Trial Date, Certificate of Service, filed October 2, 2002, and whether they have any opposition to any of the motions. Each counsel stated that they were in receipt of the two motions and did not oppose any of the motions. The motions are GRANTED. The hearing on two of the Motions for Summary Judgment and the Preliminary Injunction is continued from October 15, 2002 to December 5, 2002 @ 9:00 a.m. Replies, if any, shall be filed and served by November 22, 2002. The Jury Selection/Trial is continued from December 10, 2002 to February 25, 2003 @ 9:00 a.m. A Final Pretrial Conference before the Honorable Helen Gillmor is set for February 14, 2003 @ 8:30 a.m. Submitted by: David H. Hisashima, Courtroom Manager cc: The above-listed attorneys Mr. Warren Nakamura, Courtroom Manager to the Honorable Leslie E. Kobayashi Judge Gillmor's chambers granting order [144-2], granting order [143-2] setting hearing on motion to vacate hearing date for counterclaim defendant Robert Shelby's motion for summary judgment, plaintiff and counterclaim defendant Carol Nelson and counter-claim defendant Michael Cetraro's motion for summary judgment on the counterclaim, and for expungement lis pendens [144-1] 9:00 12/5/02 before Judge Helen Gillmor; setting hearing on motion to continue trial date [143-1] 9:00 12/5/02 before Judge Helen Gillmor; ; Jury Selection/Trial set for 9:00 2/25/03 before Judge Helen Gillmor ; ; final pretrial conference set for 8:30 2/14/03 before Judge Gillmor (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 10/07/2002)</p>
10/03/2002		<p>Docket Modification (Utility Event) granting motion to vacate hearing date for counterclaim defendant Robert Shelby's motion for summary judgment, plaintiff and counterclaim defendant Carol Nelson and counter-claim defendant Michael Cetraro's motion for summary judgment on the counterclaim, and for expungement of lis pendens [144-1],</p>

		granting motion to continue trial date [143-1]; new jury trial date purs. to EO dated 10/04/02 is jury trial 9:00 02/25/03 HG (lmg) (Entered: 10/31/2002)
10/04/2002	147	Additional counterclaim defendant Robert Shelby's REPLY MEMORANDUM to counterclaim plaintiff Robert Alan Jones' memorandum in opposition date on September 10, 2002; certificate of service [132-1] (lmg) (Entered: 10/07/2002)
10/04/2002	148	EO : Pursuant to the continuance of the trial date by Judge Helen Gillmor an Amended Rule 16 Scheduling Order is hereby issued. 1. Jury trial on February 25, 2003 at 9:00 a.m. before HG 2. Final Pretrial Conference on January 14, 2003 at 9:00 a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on February 14, 2003 at 8:30a.m. 4. Final Pretrial Statement by January 7, 2003 5. File motions to Join/Add Parties/Amend Pleadings by N/A 6. File other Non-Dispositive Motions by N/A 7. File Dispositive Motions by N/A 8a. File Motions in Limine by February 4, 2003 8b. File opposition memo to a Motion in Limine by February 11, 2003 11a. Plaintiff's Expert Witness Disclosures by N/A 11b. Defendant's Expert Witness Disclosures by N/A 12. Discovery deadline November 18, 2002 13. Settlement Conference set for on call 14. Settlement Conference statements by N/A 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by February 11, 2003 21. File Final witness list by February 4, 2003 24. Exchange Exhibit and Demonstrative aids by January 28, 2003 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by February 4, 2003 26. File objections to the Exhibits by February 11, 2003 28a. File Deposition Excerpt Designations by February 4, 2003 28b. File Deposition Counter Designations and Objections by February 11, 2003 29. File Trial Brief by February 11, 2003 30. File Findings of Fact & Conclusions of Law by N/A Other Matters: A copy of the Amended Rule 16 Scheduling Order mailed to all parties , ; Jury Trial set for 9:00 2/25/03 ; Pretrial conference set for 8:30 2/14/03 before Judge Helen Gillmor , ; final pretrial conference set for 9:00 1/14/03 before Mag Judge Leslie E. Kobayashi , ; Discovery ddl 11/18/02 ; file dispositive motions by n/a (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 10/07/2002)
10/07/2002	149	Amended rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 10/09/2002)
10/10/2002	150	Reply MEMORANDUM by plaintiff and counter-defendant Carol Nelson and counter-defendant Michael Cetraro in support of motion for summary judgment and for expungement of lis pendens [125-1]; declaration of Carol J. Nelson; exhibits a and b; certificate of service (fe) (Entered: 10/11/2002)
10/10/2002	151	CERTIFICATE of service by plaintiff and counter-defendant Carol Nelson and counter-defendant Michael Cetraro (fe) (Entered: 10/11/2002)

10/10/2002	152	CERTIFICATE of service by plaintiff and counter-defendant Carol Nelson and counter-defendant Michael Cetraro (fe) (Entered: 10/11/2002)
10/31/2002	153	EX PARTE MOTION to compel appearance in Honolulu Hawaii of Michael Cetraro for taking of his deposition upon oral examination; memorandum in support; exhibits 1 through 5; certificate of compliance; declaration of Robert Alan Jones in support of ex parte motion; certificate of service - by Robert Alan Jones - referred to Mag Judge Leslie E. Kobayashi (lmg) Modified on 11/01/2002 (Entered: 11/01/2002)
11/01/2002	154	NOTICE OF MOTION and motion by Robert Alan Jones to extend discovery cutoff ; declaration of Robert Alan Jones; certificate of service - referred to Mag Judge Leslie E. Kobayashi (lmg) (Entered: 11/01/2002)
11/01/2002	155	EO: Defendant's Motion to Extend Discovery filed on 11/1/02 will be considered by Magistrate Judge Leslie E. Kobayashi as a Non Hearing Motion. cc: all counsel [154-1] (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 11/06/2002)
11/05/2002	156	ORDER denying defendant and counterclaimant Robert Alan Jones' ex parte motion to compel appearance in Honolulu, Hawaii of Michael Cetraro for taking of this deposition upon oral examination - by Mag Judge Leslie E. Kobayashi denying motion [153-1] (lmg) (Entered: 11/08/2002)
11/05/2002	157	ORDER by Mag Judge Leslie E. Kobayashi - granting defendant and counterclaimant Robert Alan Jones' motion to extend discovery cutoff [154-1] (cc: all counsel) (lmg) (Entered: 11/08/2002)
11/07/2002	158	Concise STATEMENT of facts by defendant/counter claimant's in opposition to Carol J. Nelson's Michael Cetraro's motion for summary judgment and for expungement of lis pendens [125-1]; certificate of service (lmg) (Entered: 11/08/2002)
11/07/2002	159	Concise STATEMENT of facts by defendant/counterclaimant Robert Alan Jones in support of opposition to Robert Shelby's motion for summary judgment [105-1]; exhibits; certificate of service (lmg) (Entered: 11/08/2002)
11/08/2002	160	EO : MINUTE ORDER On October 3, 2002, the Court struck Defendant and Counterclaimant Robert Alan Jones' CONCISE STATEMENT OF FACTS IN SUPPORT OF OPPOSITION TO ROBERT SHELBY'S MOTION FOR SUMMARY JUDGMENT and CONCISE STATEMENT OF FACTS IN OPPOSITION TO CAROL J. NELSON'S AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND EXPUNGEMENT OF LIS PENDENS. The Court directed Mr. Jones to admit or deny each fact listed in Robert Shelby's and Carol J. Nelson's and Michael Cetraro's Motions for Summary Judgment. Mr. Jones was also advised that a party may submit additional facts but first must address each of the movant's factual assertions by referencing movant's paragraph numbers. On November 7, 2002, Defendant and

		Counterclaimant Robert Alan Jones resubmitted his concise statements of fact. The Court STRIKES Defendant and Counterclaimant Robert Alan Jones' CONCISE STATEMENT OF FACTS IN SUPPORT OF OPPOSITION TO ROBERT SHELBY'S MOTION FOR SUMMARY JUDGMENT and CONCISE STATEMENT OF FACTS IN OPPOSITION TO CAROL J. NELSON'S AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND EXPUNGEMENT OF LIS PENDENS. Mr. Jones' concise statements do not conform to the requirements of Local Rule 56.1(b)(2). The concise statements do not address the facts listed in the movants' concise statements that are disputed in chronological order. Instead, Mr. Jones lists his own version of facts and occasionally references the facts he disputes in the movants' concise statements. Mr. Jones is directed to list the facts in the movants' concise statements that he disputes in chronological order and explain why the facts are disputed. Defendant and Counterclaimant Robert Alan Jones shall file new concise statements of fact in accordance with Local Rule 56.1 by Thursday, November 14, 2002. re [159-1], re [158-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (fe) (Entered: 11/13/2002)
11/13/2002	161	SEPARATE CONCISE STATEMENT by defendant Alan Jones, counter-claimant Robert Alan Jones in OPPOSITION to motion for summary judgment for expungement of lis pendens [125-1]; exhibits; certificate of service (afc) (Entered: 11/13/2002)
11/13/2002	162	Concise STATEMENT OF FACTS in support of opposition to Robert Shelby's motion for summary judgment; exhibits; certificate of service - filed by deft/counterclaimant Robert Alan Jones [105-1] (afc) (Entered: 11/14/2002)
11/14/2002	163	CERTIFICATE of service by plaintiff Carol J. Nelson (afc) (Entered: 11/15/2002)
11/18/2002	164	WITHDRAWAL OF MOTION; certificate of service - by deft/counterclaimant Robert Alan Jones - withdrawing motion for preliminary injunction [118-1] (afc) (Entered: 11/19/2002)
11/18/2002	165	CERTIFICATE of service by plaintiff (afc) (Entered: 11/19/2002)
12/04/2002	166	Notice of WITHDRAWAL OF MOTION by counter-defendant Robert Shelby withdrawing motion for summary judgment [105-1]; certificate of service (fe) (Entered: 12/05/2002)
12/05/2002	167	EP : CAROL J. NELSON AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS Arguments were made. The motion is taken under submission. It is ORDERED that Carol J. Nelson, Michael Cetraro, Alan Jones, and Enver Painter appear before Magistrate Judge Kobayashi on January 14, 2003 for a settlement conference and final pretrial conference. It is further ORDERED that Mr. Painter provide the Court with a copy of the Royal Aloha Trustee letter to Ms. Nelson and amortization schedule pages and the other missing pages from the "Agreement of Sale" referenced in open

		court by tomorrow, Friday, December 6, 2002. - that the motion for summary judgment and for expungement of lis pendens [125-1] is submitted (Ct Rptr : Stephen Platt) JUDGE Judge Helen Gillmor (fe) (Entered: 12/06/2002)
12/06/2002	168	EO : ;Settlement conference set for 2:00 1/14/03 before Mag Judge Leslie E. Kobayashi ; settlement conference statements are due 1/7/03; cc: all parties (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 12/06/2002)
12/09/2002	169	Documents REQUESTED by the courts - on behalf of plaintiff [167-1] [63-1] (lmg) (Entered: 12/10/2002)
12/10/2002	170	Documents REQUESTED by court order on December 5, 2002; exhibits 1 and 2; certificate of service - on behalf of plaintiff [167-1] (lmg) (Entered: 12/11/2002)
12/10/2002	171	STIPULATION for dismissal as to counterclaim defendants Michael Bilanzich and Jefferson Gross, Esq.; ORDER by Judge Helen Gillmor : terminating party Michael Bilanzich, party Jeffrey Gross - on behalf of counterclaimant (lmg) (Entered: 12/11/2002)
12/10/2002	172	CERTIFICATE of service by counter-claimant Robert Alan Jones (lmg) (Entered: 12/11/2002)
12/18/2002	173	STIPULATION for partial dismissal with prejudice of all claims made by defendant/counterclaimant Robert Alan Jones against counterclaim defendant Robert Shelby, Esq., including all claims set forth in second amended counterclaim filed October 10, 2001 and ORDER by Judge Helen Gillmor : dismissing party Robert Shelby, (fe) (Entered: 12/26/2002)
01/08/2003	174	PRETRIAL STATEMENT of Carol J. Nelson and Michael Cetraro (lmg) (Entered: 01/09/2003)
01/14/2003	175	EP : Settlement Conference held. Atty Howard J. Gravelle appeared as counsel for Defendant Alan Jones. Clerk's Office, please enter Howard J. Gravelle as counsel for Defendant Alan Jones. Further Settlement Conference set for 9:00 2/14/03, LEK. Defendant Alan Jones to be physically present for Further Settlement Conference. Final Pretrial Conference held. Trial days: Plaintiff - 2, Defendant - 1; Witnesses: Plaintiff - 5, Defendant - 3; Exhibits: Plaintiff - 1 to 100, Defendant - 200 Series. ;further settlement conference set for 9:00 2/14/03 before Mag Judge Leslie E. Kobayashi (Ct Rptr : No record) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 01/16/2003)
01/21/2003	176	STIPULATED determination of good faith dismissal and release; exhibit a and ORDER by Judge Helen Gillmor - parties hereby stipulate and agree that the stipulation for partial dismissal with prejudice with respect to all of defendant and counterclaimant Robert Alan Jones' claims against counterclaim defendant Robert Shelby, Esq. including all claims set forth

		in the second amended counterclaim filed 10/10/01 which was filed on 12/18/02, and the mutual release and settlement agreement - on behalf of counterclaim defendant re [173-1], re [173-2] (lmg) (Entered: 01/24/2003)
01/27/2003	177	EO :MINUTE ORDER: IT IS ORDERED that the January 28, 2003, February 4, 2003 and February 11, 2003 pretrial deadlines be vacated. It shall be reset, if necessary, at the February 14, 2003 Settlement Conference by the Honorable Leslie E. Kobayashi; cc:Enver W. Painter, Jr., Esq. Howard J. Gravelle, Jr., Esq. Robert Alan Jones, Esq. The Honorable Leslie E. Kobayashi Mr. Warren Nakamura, CRM to the Honorable Leslie E. Kobayashi Judge Gillmor's chambers (lmg) (Entered: 01/30/2003)
01/29/2003		ORIGINAL TRANSCRIPT filed (Ct Rptr Stephen Platt) taken on 12/05/02 (lmg) (Entered: 01/29/2003)
02/07/2003	178	EO: Plaintiff Carol J. Nelson's and counterclaim defendant Michael Cetraro's motion for summary judgment and for expungement of lis pendens filed August 28, 2002 is granted; a written order will follow [125-1] cc: Enver W. Painter, Jr., Esq., Howard J. Gravelle, Jr., Esq., Robert Alan Jones, Esq., The Honorable Leslie E. Kobayashi; Mr Warren Nakamura, CRM to the Honorable Leslie E. Kobayashi, Judge Gillmor's chambers (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 02/10/2003)
02/13/2003	180	EP: DEFENDANT AND COUNTERCLAIM PLAINTIFF ROBERT ALAN JONES'S MOTION TO CONTINUE TRIAL DATE Arguments were made on DEFENDANT AND COUNTERCLAIM PLAINTIFF ROBERT ALAN JONES'S MOTION TO CONTINUE TRIAL DATE. Mr. Gravelle participated by telephone. The motion is taken under advisement. The parties will participate in the settlement conference before Judge Kobayashi on Friday, February 14, 2003 at 9:00 a.m. Any further trial filings and dates are suspended. The parties will submit in writing their positions on a continuance by Friday, February 21, 2003 after they have attended the settlement conference and have had an opportunity to review the Court's Order on CAROL J. NELSON AND MICHAEL CETRARO'S MOTION FOR SUMMARY JUDGMENT AND FOR EXPUNGEMENT OF LIS PENDENS. taking under advisement on the motion to continue trial date [143-1], re [125-1] cc: above-listed parties, Judge Gillmor's chambers (Ct Rptr : Debra Chun) JUDGE Judge Helen Gillmor (lmg) Modified on 02/20/2003 (Entered: 02/20/2003)
02/14/2003	179	EP : Further Settlement Conference held. Defendant Alan Jones not physically present as Ordered by the Court on 1/14/03. Order to Show Cause to Defendant Alan Jones as to Why Sanctions Should Not Be Imposed For Failure to Appear at Further Settlement Conference set for 2/14/03 to be issued. Return date set for 10:30 3/17/03, LEK. Status Conference Re: Settlement set for 10:00 2/24/03, LEK. Parties notified by phone ;further settlement conference held 2/14/03 ; status conference set

		for 10:00 2/24/03 before Mag Judge Leslie E. Kobayashi ; order to show cause to defendant Alan Jones as to why sanctions should not be imposed for failure to appear at further settlement conference set for 02/14/03 to be issued; ; return date set for 10:30 3/17/03 before Mag Judge Leslie E. Kobayashi (Ct Rptr : No record) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 02/18/2003)
02/19/2003	181	ORDER granting plaintiff Carol J. Nelson's and counterclaim defendant Michael Cetraro's motion for summary judgment and for expungement of lis pendens filed August 28, 2002 by Judge Helen Gillmor - granting motion for summary judgment and for expungement of lis pendens [125-1] (cc: all counsel) (lmg) (Entered: 02/20/2003)
02/21/2003	182	STATEMENT of no position by Carol J. Nelson, Michael Cetraro's re Robert Alan Jones's motion to continue trial date; certificate of service [143-1] (lmg) (Entered: 02/24/2003)
02/24/2003	183	ORDER TO SHOW CAUSE: by Mag Judge Leslie E. Kobayashi - it is hereby ordered that defendant Alan Jones appear before this court on 10:30 3/17/03, to show good cause, if any, why entry of default or other sanctions should not issue deft Jones' failure to appear at the conference (cc: all parties of record) (lmg) (Entered: 02/24/2003)
02/27/2003	184	EO :Continued: ;further status conference re settlement from 02/27/03 4:00 PM to 9:30 AM 3/7/03 before Mag Judge Leslie E. Kobayashi ; parties notified by phone (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 02/28/2003)
03/05/2003	185	EO : MINUTE ORDER The Court has received Defendant Jones' fax dated February 21, 2003 and materials sent by FedEx dated February 19, 2003. The documents are referred to Judge Kobayashi for consideration in connection with the Order to Show Cause pending before her court. cc: Enver W. Painter, Jr., Esq. Howard J. Gravelle, Jr., Esq. Robert Alan Jones, Esq. Judge Gillmor's chambers re [183-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 03/10/2003)
03/07/2003	186	CERTIFICATE of service by plaintiff (lmg) (Entered: 03/10/2003)
03/07/2003	187	EP : Further Status Conference Re: Settlement held. Howard J. Gravelle participated by phone. Ex Parte Motion for Issuance of Writ of Possession submitted by Plaintiff. Further Status Conference Re: Settlement is continued to 10:30 3/17/03, LEK. ;further status conference re settlement held 3/7/03 ; further status conference re settlement is continued to 10:30 3/17/03 before Mag Judge Leslie E. Kobayashi (Ct Rptr : Courtroom 7-no record) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/10/2003)
03/11/2003	188	WITHDRAWAL OF plaintiff/counterclaim defendant Carol J. Nelson's ex parte motion for issuance of writ of possession; certificate of service [187-1][187-2] (lmg) (Entered: 03/13/2003)

03/12/2003	189	RESPONSE by defendant Robert Alan Jones' to Magistrate Judge's order to show cause; certificate of service [183-1] (lmg) (Entered: 03/13/2003)
03/14/2003	190	MEMORANDUM by defendant Alan Jones' in opposition to imposition of sanctions pursuant to order to show cause; declaration of Howard J. Gravelle; certificate of service [183-1] (lmg) (Entered: 03/17/2003)
03/14/2003	191	NOTICE OF MOTION and motion by Robert Alan Jones for certification of summary judgment order dated February 19, 2003 ; memorandum in support of motion for certification of summary judgment order dated February 19, 2003; certificate of service [181-1] - referred to Judge Helen Gillmor (lmg) (Entered: 03/17/2003)
03/17/2003	192	EO : Order to Show Cause to Defendant Alan Jones as to Why Sanctions Should Not Be Imposed For Failure to Appear at Further Settlement Conference set for 2/14/03; Further Status Conference Re: Settlement set for 10:30 3/17/03, LEK are Vacated. Parties notified by phone. Court to issue Order Vacating OSC. re [183-1] ;further status conference re: settlement conference set for 10:30 3/17/03, LEK are vacated (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/17/2003)
03/17/2003	193	EO : The Court has received Defendant Alan Jones' (sic) Memorandum in Opposition to Imposition of Sanctions Pursuant to Order to Show Cause, filed March 14, 2003 ("Memorandum"), and Defendant Robert Alan Jones' Response to Magistrate Judge's Order to Show cause, filed March 12, 2003 ("Response") in response to the Court's issuance of the Order to Show Cause Why Sanctions Should Not Be Imposed issued on February 24, 2003 ("Order to Show Cause") for Defendant Robert Alan Jones' ("Defendant") unexplained failure to appear at a court proceeding. First, as Defendant has counsel of record, Howard J. Gravelle, since January 14, 2003, Defendant's Response is stricken as he is no longer proceeding pro se and is represented by legal counsel unless and until Mr. Gravelle is permitted to withdraw as counsel. Second, the Court is satisfied that Defendant has demonstrated appropriate evidence to excuse his failure to appear as ordered and therefore VACATES the Order to Show Cause. However, Defendant's failure to notify the Court and opposing counsel in a timely and appropriate manner of his inability to proceed and appear at the February 14, 2003, court proceeding which was more than a month after his hospital discharge on December 21, 2002, brings him dangerously close to being sanctioned. While the Court recognizes the serious nature of the medical conditions described in Jean V. Hammond's Declaration which was submitted in support of Defendant's Memorandum, Defendant was not the typical party proceeding pro se in this action. He is a licensed attorney, and is aware of the requisite rules for seeking a continuance or other relief. All of the information submitted in support of Defendant's Memorandum could have been filed prior to the February 14, 2003 court proceeding but was not. This Court takes the opportunity to remind Defendant that a litigant's pro se status does not excuse him from complying with the procedural or substantive rules of










		the court. See Carter v. Comm'r of Internal Revenue, 784 F.2d 1006, 1008 (9th Cir. 1986) (indicating that pro se litigants must abide by the rules of the court); see also Engle v. United States, 736 F. Supp. 670, 671-72 (D. Md. 1989). Defendant is expected, therefore, to comply with the Federal Rules of Civil Procedure, the Federal Rules of Evidence, and the Local Rules for the District of Hawaii. Failure to comply with these rules of the court can result in the imposition of sanctions. See Fed. R. Civ. P. 11; LR 11.1. Any future failure to appear or otherwise comply with the rules by Defendant and/or his counsel will be dealt with accordingly. cc: all parties and counsel vacating order to show cause [183-1] (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/18/2003)
03/19/2003	194	NOTICE OF MOTION and motion by defendant Alan Jones to continue trial date ; memorandum of points and authorities [in support of] motion; certificate of service - set for 11:30 2/13/03 before Judge Helen Gillmor (fe) (Entered: 03/20/2003)
03/19/2003	195	EX PARTE MOTION and {Proposed} Order by Judge Helen Gillmor by defendant Alan Jones shorten time for hearing on motion to continue trial ; declaration of Howard J. Gravelle; certificate of service (fe) (Entered: 03/20/2003)
03/24/2003	196	EO: MINUTE ORDER Defendant Alan Jones' Ex Parte Motion to Shorten Time for Hearing of Motion to Continue Trial, filed March 19, 2003, is granted. The hearing on Defendant Alan Jones' Motion for Certification of Summary Judgment Order dated February 19, 2003, filed March 14, 2003, and Defendant Alan Jones' Motion to Continue Trial Date, filed March 19, 2003, is set for March 31, 2003 @ 9:45 a.m. before the Honorable Helen Gillmor. The hearing will be via telephone. The Courtroom Manager will call each of the parties on the date of the hearing; cc: Enver J. Painter, Esq., Robert Alan Jones, Esq., Judge Gillmor's chambers, Howard J. Gravelle, Esq.; [195-1], [195-2], setting hearing on motion to continue trial date 9:45 3/31/03 setting hearing on motion to continue trial date [194-1] [191-1] (Ct Rptr :) JUDGE Judge Helen Gillmor (lmg) (Entered: 03/25/2003)
03/25/2003	197	MEMORANDUM by Carol J. Nelson and Michael Cetraro in opposition to Robert Alan Jones's motion for certification of summary judgment order dated February 19, 2003; certificate of service [191-1] (lmg) (Entered: 03/27/2003)
03/31/2003	198	EP: MINUTE ORDER: The attorneys participated in the hearing by telephone. Arguments made. RE: DEFENDANT JONES' MOTION FOR CERTIFICATION OF SUMMARY JUDGMENT ORDER DATED FEBRUARY 19, 2003 [191-1] Defendant Jones moves this Court to certify under Federal Rule of Civil Procedure 54(b) the Court's Order dated February 19, 2003 granting Plaintiff Nelson's and Counterclaim Defendant Cetraro's Motion for Summary Judgment. Fed. R. Civ. P. 54(b) applies when the district court has entered a final judgment as to particular claims or parties, yet that judgment is not immediately






		<p>appealable because other issues in the case remain unresolved. James v. Price Stern Sloan, Inc., 283 F.3d 1064, 1067 n.6 (9th Cir. 2002). Pursuant to Rule 54(b), the district court may sever a partial judgment for immediate appeal whenever it determines that there is no just reason for delay. Id. Rule 54(b) certification is proper if it will aid "expeditious decision" of the case. Texaco, Inc. v. Ponsoldt, 939 F.2d 794 (9th Cir. 1991) (citing Sheehan v. Atlanta Int'l Ins. Co., 812 F.2d 65, 468 (9th Cir. 1987)). Rule 54(b), however, should be scrutinized to "prevent piecemeal appeals in cases which should be reviewed only as single units." Id. (quoting McIntyre v. United States, 789 F.2d 1408, 1410 (9th Cir. 1986)). The district court should consider whether the claims remaining are separate from those already decided. Curtiss-Wright Corp. v. General Elec. Co., 446 U.S. 1, 8 (1980). The district court should also consider whether the appellate court would have to decide the same issues more than once if there were subsequent appeals. Id. A district court's decision to enter a final judgment under Rule 54(b) is afforded great deference on appeal. Franklin v. Fox, 312 F.3d 423, 429 n.2 (9th Cir. 2002). The Court finds that 54(b) certification would not aid in the resolution of this case. The remaining claims involve the same set of facts and there is substantial risk of duplicative appellate review if the adjudicated claims are certified. Further, the parties in the instant case have engaged in protracted litigation for over two years. A 54(b) certification might further delay the resolution of this case. DEFENDANT JONES' MOTION FOR CERTIFICATION OF SUMMARY JUDGMENT ORDER DATED FEBRUARY 19, 2003 is therefore DENIED. RE: DEFENDANT ALAN JONES' MOTION TO CONTINUE TRIAL is GRANTED [194-1]. The Jury/Selection Trial is set for July 1, 2003 @ 9:00 a.m. The Final Pretrial Conference before this Court is set for June 20, 2003 @ 8:30 a.m. Discovery Cutoff: June 10, 2003. The Court will allow depositions to be taken by telephone. Pretrial Conference Statement Due: June 17, 2003. Motions in Limine Due: June 10, 2003. Opposition to Motions in Limine Due: June 17, 2003. Hearing on Motions in Limine: June 20, 2003 @ 8:30 a.m. in conjunction with the Final Pretrial Conference. Joint Jury Instructions Due: June 17, 2003. Witnesses Lists Due: June 10, 2003. Pre Mark Exhibits: June 3, 2003 Stipulations on Exhibits Due: June 10, 2003 Objections to Exhibits Due: June 17, 2003 Deposition Designations Due: June 10, 2003 Deposition Objections Due: June 17, 2003. Trial Briefs Due : June 17, 2003 (cc: The above-listed attorneys Enver W. Painter, Jr.; Howard J. Gravelle; Robert Alan Jones; Judge Gillmor's chambers) (Ct Rptr: Stephen Platt) JUDGE Judge Helen Gillmor (afc) (Entered: 04/03/2003)</p>
04/04/2003	199	Amended Rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 04/07/2003)
05/12/2003	200	CERTIFICATE of service by plaintiff (lmg) (Entered: 05/13/2003)
06/09/2003	201	EO : The ;final pretrial conference before the Honorable Helen Gillmor is continued from 06/20/03 to 6/27/03 @ 3:00 p.m. cc: Enver W. Painter, Jr.

		Esq., Howard J. Gravelle, Esq., Judge Gillmor's chambers (Ct Rptr :) JUDGE Helen Gillmor (lmg) (Entered: 06/09/2003)
06/09/2003	202	EX PARTE MOTION by plaintiff shorten time for hearing motion to dismiss remaining claims against defendant Robert Alan Jones ; declaration of Enver W. Painter, Jr.; exhibit a; certificate of service (lmg) (Entered: 06/10/2003)
06/10/2003	203	ORDER by Judge David A. Ezra granting motion shorten time for hearing motion to dismiss remaining claims against defendant Robert Alan Jones [202-1], [202-2] - on behalf of plaintiff (lmg) (Entered: 06/10/2003)
06/10/2003	204	NOTICE OF MOTION and motion by plaintiff to dismiss remaining claims against defendant Robert Alan Jones ; declaration of Enver W. Painter, Jr.; exhibit a and certificate of service - set for 3:00 6/27/03 before Judge Helen Gillmor (lmg) (Entered: 06/10/2003)
06/10/2003	205	EO : MINUTE ORDER; Plaintiff's EX PARTE MOTION TO SHORTEN TIME FOR HEARING ON MOTION TO DISMISS REMAINING CLAIMS AGAINST DEFENDANT ROBERT ALAN JONES is GRANTED; Plaintiff's MOTION TO DISMISS REMAINING CLAIMS AGAINST DEFENDANT ROBERT ALAN JONES will be heard at the final pretrial conference on Friday, June 27, 2003 at 3:00 p.m.; Defendant Jones is ORDERED to respond to Plaintiff's motion by Wednesday, June 18, 2003; cc: Enver J. Painter, Esq., Robert Alan Jones, Esq., Howard J. Gravelle, Esq., Judge Gillmor's chambers; granting motion shorten time for hearing motion to dismiss remaining claims against defendant Robert Alan [202-1], granting order [202-2], setting hearing on motion to dismiss remaining claims against defendant Robert Alan Jones [204-1] 3:00 6/27/03 (Ct Rptr :) JUDGE Helen Gillmor Judge Helen Gillmor (lmg) (Entered: 06/12/2003)
06/13/2003	206	CERTIFICATE of service by plaintiff (lmg) (Entered: 06/13/2003)
06/27/2003	207	EO : MINUTE ORDER On June 10, 2003, Plaintiff filed a MOTION TO DISMISS REMAINING CLAIMS AGAINST DEFENDANT ROBERT ALAN JONES. At the hearing, Defendant stated that he did not oppose Plaintiff's motion. Plaintiff's MOTION TO DISMISS REMAINING CLAIMS AGAINST DEFENDANT ROBERT ALAN JONES is GRANTED. The following remaining claims against Defendant are dismissed: (1) Count II (slander of title) (2) Count IV (intentional interference with prospective economic advantage) (3) Count V (negligent interference with prospective economic advantage) (4) Count VI (unjust enrichment). As no claims remain, this case is DISMISSED. cc: Enver W. Painter, Jr., Esq. Howard J. Gravelle, Jr., Esq. Robert Alan Jones, Esq. Judge Gillmor's chambers granting motion to dismiss remaining claims against defendant Robert Alan Jones [204-1] (Ct Rptr : Chun) JUDGE Judge Helen Gillmor (lmg) (Entered: 07/08/2003)
07/17/2003	208	Civil JUDGMENT: it is ordered and adjudged that summary judgment is granted and, the second amended counterclaim is dismissed pursuant to

		the order granting plaintiff Carol J. Nelson's and counterclaim defendant Michael Cetraro's motion for summary judgment and for expungement of lis pendens filed August 28, 2002 filed on February 19, 2003; it is further ordered that the court grants plaintiff's motion to dismiss remaining claims against defendant Robert Alan Jones pursuant to the minute order filed on June 27, 2003 by Walter A.Y.H. Chinn, Clerk/Laila M. Geronimo, Deputy Clerk terminating case [207-1], [125-1] (cc: all counsel of record) (lmg) (Entered: 07/21/2003)
08/14/2003		RECEIVED re [209-1] fee in amount of \$ 105.00 (Receipt # 217639) (lmg) (Entered: 08/18/2003)
08/17/2003	209	NOTICE OF APPEAL; certificate of service by defendant Alan Jones from Dist. Court decision [208-2] (9thCCA No. 3-16542) (cc: all counsel) (lmg) Modified on 08/26/2003 (Entered: 08/18/2003)
08/18/2003		NOTICE OF APPEAL and copy of docket sheet sent to 9th CCA [209-1] (cc: all counsel) (lmg) (Entered: 08/19/2003)
08/25/2003		NOTIFICATION by Circuit Court of Appellate Docket Number 3-16542 (lmg) (Entered: 08/26/2003)
02/27/2004	210	TRANSCRIPT DESIGNATION and Ordering Form for dates: 12/05/02 &n 04/01/02 by Stephen B. Platt, Court Rpt re [209-1] [9CCA #03-16542] (lmg) (Entered: 02/27/2004)
02/27/2004	211	CERTIFICATE of service by defendant Robert Alan Jones (lmg) (Entered: 02/27/2004)
09/23/2004	212	Original Record transmitted to Clerk, 9CCA, 11 volumes; 3 reporter's transcripts (lmg) (Entered: 09/23/2004)
03/03/2005	213	JUDGMENT AND MEMORANDUM - 9TH CCA - vacating and remanding the Decision of the District Court - by Circuit Judges' Beezer, Hall, and Silverman [209-1] (cc: all counsel; HG, LEK; respective CRM's) (afc) (Entered: 03/04/2005)
03/07/2005	214	EO : ;trial re-setting conference set for 9:30 AM 4/4/05 before Mag Judge Leslie E. Kobayashi ; cc: all counsel (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/07/2005)
03/14/2005	215	EO : ;Continued [trial re-setting conference] from 04/04/2005 9:30 AM set for 9:30 4/11/05 before Mag Judge Leslie E. Kobayashi ; cc: all parties and counsel (Ct Rptr :) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 03/15/2005)
04/08/2005	216	Notice of APPEARANCE for counsel for defendant Robert Alan Jones by Robert E. Chapman, Mary L. Martin of the law firm Clay Chapman Crumpton Iwamura & Pulice (lmg) (Entered: 04/11/2005)
04/11/2005	217	EP : Trial Re-Setting Conference held. Enver W. Painter, Jr. participated by phone. Amended Rule 16 Scheduling Order to be issued. 1. Jury trial on February 14, 2006 at 9:00 a.m. before HG 2. Final Pretrial Conference

		<p>on January 3, 2006 at 9:00 a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on February 3, 2006 at 8:30a.m. 4. Final Pretrial Statement by December 27, 2005 5. File motions to Join/Add Parties/Amend Pleadings by N/A 6. File other Non-Dispositive Motions by November 16, 2005 7. File Dispositive Motions by September 14, 2005 8a. File Motions in Limine by January 24, 2006 8b. File opposition memo to a Motion in Limine by January 31, 2006 11a. Plaintiff's Expert Witness Disclosures by N/A 11b. Defendant's Expert Witness Disclosures by N/A 12. Discovery deadline December 16, 2005 13. Further Settlement Conference set for on call 14. Settlement Conference statements by N/A 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by January 31, 2006 21. File Final witness list by January 24, 2006 24. Exchange Exhibit and Demonstrative aids by January 17, 2006 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by January 24, 2006 26. File objections to the Exhibits by January 31, 2006 28a. File Deposition Excerpt Designations by January 24, 2006 28b. File Deposition Counter Designations and Objections by January 31, 2006 29. File Trial Brief by January 31, 2006 30. File Findings of Fact & Conclusions of Law by N/A Other Matters: A copy of the Amended Rule 16 Scheduling Order mailed to all parties. trial re-setting conference held ; ; Jury Trial set for 9:00 2/14/06 before Judge Helen Gillmor , ; final pretrial conference set for 9:00 1/3/06 before Mag Judge Leslie E. Kobayashi , ; Pretrial conference set for 8:30 2/3/06 before Judge Helen Gillmor , further settlement conference set for on call , ; Discovery ddl set for 12/16/05 ; file dispositive motions by 9/14/05 (Ct Rptr : Courtroom 7-no record) JUDGE Mag Judge E. Kobayashi (lmg) (Entered: 04/14/2005)</p>
04/13/2005	218	Amended rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (lmg) (Entered: 04/14/2005)
09/14/2005	219	APPEAL Record returned to District Court by 9CCA Vol Clerk's File 14 total; clerk's files: 11; reporters transcripts: 3 Sealed File(s) (lmg) (Entered: 09/14/2005)
12/15/2005	220	CERTIFICATE OF SERVICE by defendant/counterclaimant (lmg,) (Entered: 12/18/2005)
12/23/2005	221	EO: Final Pretrial Conference set for 9:00 1/3/06 is VACATED; Status Conference Re: Trial Date and other deadlines [consent to proceed before KSC pending] set for 1/3/2006 09:00 AM before JUDGE LESLIE E KOBAYASHI. (gls,) (Entered: 12/27/2005)
01/03/2006	222	EP: Status Conference held on 1/3/2006.(Judge LESLIE E KOBAYASHI)(wnn,) (Entered: 01/03/2006)
01/03/2006	223	EP: Status Conference Re: Trial Date and Other Deadlines held on 1/3/2006. Parties will consent to proceed before Judge Chang. Consent to be submitted by counsel to Judge Gillmor for her approval. Court will

		reserve 4/18/06 for the Jury Trial date before Judge Chang and prepare an Amended Rule 16 Scheduling Conference Order once the consent is filed. (Court Reporter no record.) (Judge KEVIN S.C. CHANG)(sna,) (Entered: 01/04/2006)
01/24/2006	 <u>224</u>	Notice of hearing; defendant's MOTION Clarification as to remaining parties and claims; memorandum in support of motion; certificate of service (non-hearing motion) - referred to Magistrate Judge Kevin S. Chang (Attachments: # <u>1</u> Memorandum in support of motion# <u>2</u> certificate of service)(lmg,) (Entered: 01/24/2006)
01/31/2006	 <u>225</u>	EO: Minute Order re <u>224</u> Defendant's Motion for Clarification as to the Remaining Parties and Claims. Position papers are due on 2/8/06 (Judge KEVIN S.C. CHANG)(sna,) (Entered: 01/31/2006)
02/02/2006	 <u>226</u>	E.O.: re <u>224</u> MOTION Clarification filed by Robert Alan Jones, originally referred to Magistrate Judge Kevin S.C. Chang, is referred to Judge Helen Gillmor. Status Conference set for 2/24/2006 10:00 AM before JUDGE HELEN GILLMOR. (dhh,) (Entered: 02/02/2006)
02/08/2006	 <u>227</u>	Plaintiff's Memorandum in RESPONSE to Defendant's Motion for Clarification as to remaining parties and claims; declaration of Enver W. Painter, Jr.; exhibits A-B; and certificate of service; re <u>224</u> MOTION Clarification - on behalf of Plaintiff and Counterclaim/defendant Carol J. Nelson and Michael Cetraro. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Certificate of Service)(lmg,) (Entered: 02/13/2006)
02/24/2006	 <u>228</u>	E.P.: Motion Hearing held on 2/24/2006 re <u>224</u> MOTION Clarification filed by Robert Alan Jones,. (Court Reporter Stephen Platt.) (Judge HELEN GILLMOR)(dhh) (Entered: 02/28/2006)
02/27/2006	<u>229</u>	Left Side Document re: Return mail for Howard J. Gravelle (Attachments: # <u>1</u> Supplement pdf)(lmg,) (Entered: 02/28/2006)
03/10/2006	 <u>230</u>	STATEMENT in Support re <u>224</u> MOTION Clarification <i>re claims, parties</i> filed by Robert Alan Jones, Alan Jones. (Martin, Mary) (Entered: 03/10/2006)
03/12/2006		CORRECTIVE ENTRY. The entry docket number <u>230</u> Statement in Support of Motion, filed by Alan Jones,, Robert Alan Jones, was filed incorrectly in this case. The filing party should use the 'Supplement' relief under Other Documents events and the filing party did not sign the filing correctly (/s/). The filing party shall re-submit a corrected filing.. (gls,) (Entered: 03/12/2006)
03/13/2006	 <u>231</u>	SUPPLEMENT re <u>230</u> Statement in Support of Motion, filed by Alan Jones,, Robert Alan Jones,, Corrective Entry,, <u>228</u> Motion Hearing, <u>224</u> MOTION Clarification filed by Robert Alan Jones, by Robert Alan Jones, Alan Jones <i>re claims, parties</i> . (Martin, Mary) (Entered: 03/13/2006)
04/12/2006	 <u>232</u>	Plaintiff's RESPONSE to defendant's supplemental statement of position as to clarification as to remaining parties and claims; and certificate of

		service <u>231</u> filed by Carol J. Nelson. (lmg,) (Entered: 04/13/2006)
04/27/2006	 <u>233</u>	ORDER granting in part and denying in part <u>224</u> Defendant's Motion for Clarification as to Remaining Parties and Claims. Signed by Judge HELEN GILLMOR on 04/26/06. (lmg,) (Entered: 04/27/2006)
04/27/2006		COURT'S CERTIFICATE of Service - a copy of <u>233</u> Order on Motion for Clarification as to Remaining Parties and Claims has been served by First Class Mail to the addresses of record on 04/27/06. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (lmg,) (Entered: 04/27/2006)
05/03/2006	 <u>234</u>	NOTICE OF APPEAL as to <u>233</u> Order Clarifying Remaining Parties and Claims by Robert Alan Jones, Alan Jones. Filing fee \$ 455. ccd HG (Attachments: # <u>1</u> Copy of Order Appealed)(ecs,) (Entered: 05/05/2006)
05/03/2006	<u>236</u>	Left Side Document re: Transmittal letter re: Notice of Appeal. (ecs,) (Entered: 05/05/2006)
05/05/2006	 <u>235</u>	USCA Appeal Fees received \$ 455 receipt number 234884 re <u>234</u> Notice of Appeal filed by Alan Jones,, Robert Alan Jones, (ecs,) (Entered: 05/05/2006)
05/05/2006	 <u>237</u>	Mail Returned as Undeliverable. Mail sent to Howard J. Gravelle, Return to Sender, Moved Left No Address (ecs,) (Entered: 05/08/2006)

Date:	Wednesday, May 10, 2006		
Time:	1pm - 3 pm	Status:	*13*
Remarks:			

	Name	Attorney
1	Wade Zukeran, Esq. (Gill & Zukeran) c/o kkardash@pixi.com Ph: 523-6777 wzukeran@pixi.com	✓ Via e-mail
2	Corin Korenaga, Esq. (Watanabe Ing Komeiji) Ckorenaga@wik.com Ph: 544-8300	
3	Lani Narikiyo, Esq. (Watanabe Ing Komeiji) c/o cchang@wik.com Cora	✓
4	Staci M. Uwaine, Esq. (Watanabe Ing Komeiji) c/o cchang@wik.com Cora	✓
5	Adrian Chang, Esq. (Roeca Louie Hiraoka) c/o Fely fely@rlhlaw.com Ph: 538-7500	✓
6	James Ferguson, Esq. (Roeca Louie Hiraoka) c/o Fely fely@rlhlaw.com Ph: 538-7500	subm previously (no show)
7	Lois Yamaguchi (Fukunaga Matayoshi Hershey and Ching) si@fmhc-law.com Sharon (533-4300)-called 5/9/06 -okay	✓
8		
9	Ronald Kim, Esq. (Law office of Eric Seitz) eseitzatty@yahoo.com Ph: 533-7464	
10	Linda Fujiwara (FUKUNAGA MATAYOSHI HERSHEY & CHING, secretary) Telephone: (808) 533-4300 Linda lf@fmhc-law.com	
11	Debra Chinna (FUKUNAGA MATAYOSHI HERSHEY & CHING, paralegal) Telephone: (808) 533-4300 Linda lf@fmhc-law.com	
12	Christine Victorino - (FUKUNAGA MATAYOSHI HERSHEY & CHING, paralegal) Telephone: (808) 533-4300 Linda lf@fmhc-law.com	
13	Amy Teruya (FUKUNAGA MATAYOSHI HERSHEY & CHING, Info. Tech. Manager) Telephone: (808) 533-4300 Linda lf@fmhc-law.com	

ECF Attorney Class Registration List

Date:	Wednesday, May 17, 2006		
Time:	1 pm - 3 pm	Status:	*5*
Remarks:			

	Name	Attorney
1	Mark Cokee Esq. (Wilson, Elser Moskowitz) (415) 433-0990 ext. 3018 Mark.Cokee@wilsonelser.com	✓
2	Tena Kehm (Erik Eike's Office) Paralegal Ph: 533-5203 Tena eike@hawaii.rr.com	
3	Erik Eike Esq. (Erik Eike's Office) Ph: 533-5203 Tena eike@hawaii.rr.com	needs to submit reg form
4	Diane Erickson (Attorney Generals Office) <u>johnna.j.bukoski@hawaii.gov</u> johnna 586-0618	AG's Office- hold on L/P
5	Russel Suzuki (Attorney Generals Office) <u>johnna.j.bukoski@hawaii.gov</u> johnna 586-0618	AG's Office hold on L/P
6	Kristin M. Bjonnes, Paralegal (Torkildson Katz Fonseca....) <u>KMB@torkildson.com</u> Phone (808) 523-6000	
7	Hold for George Horn, AG's Office	
8		
9		
10		
11		
12		

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